

IN THE COURT OF ZAHIR KHAN
CIVIL JUDGE-I, TEHSIL KALAYA, ORAKZAI

Suit No.....100/1 Of 2022.
Date of Institution.....07.10.2022.
Date of Decision.....10.10.2022.

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Kinhaba Bibi wife of Abdul Aman, Qaum Uthman Khel, Tappa Bazran
Khel, Khkuli Khel, Tehsil Lower, District Orakzai.

.....(Plaintiff)

VERSUS

1. Chairman NADRA, Islamabad.
2. Director General NADRA, Khyber Pakhtun Khwa at Hayatabad.
3. Assistant Director NADRA, District Orakzai.

..... (Defendants)

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SUIT FOR DECLARATION & PERMANENT INJUNCTION.

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SUMMARY JUDGEMENT
10.10.2022

Son of plaintiff namely Muhammad Israr present. He submitted special power of attorney on behalf of plaintiff. Counsel for plaintiff present. Representative of defendants also present and filed authority letter and written statement. Representative of defendants stated that there is unnatural age gap between plaintiff and her son namely Khan Faraz, therefore, he has got no objection on the summary disposal of the case. Arguments heard and record gone through.



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Brief facts in the backdrop are that plaintiff Kinhaba Bibi has filed the instant suit for declaration cum-permanent injunction against

the defendants Chairman NADRA, Islamabad and two others to the effect that, true and correct date of birth of plaintiff is **01.01.1964**, however, defendants have incorrectly entered the same as **01.01.1970** which is wrong, illegal and ineffective upon the rights of plaintiff and liable to be rectified. That due to this wrong entry, there is unnatural age gap of about 12 years between plaintiff and her son namely Khan Faraz whose date of birth is 1982. That defendants were asked time and again to rectify date of birth of plaintiff but in vain hence, the present suit.

Representative of defendants stated that there shall be at least 16/17 years' age difference between mother and her son. Per record, date of birth of plaintiff is recorded as 01.01.1970. Date of birth of plaintiff's son namely Khan Faraz is recorded as 1982 resulting into unnatural age gap of about 12 years. More so, per CNIC of sister of plaintiff namely Bibi Naimat, her dated of birth is recorded as 15.01.1970 resulting into unnatural age difference of 15 days between plaintiff and Bibi Naimat (sister). Plaintiff is not a government servant. The modification sought by plaintiff will not affect rights of others. Representative of defendants stated that date of birth of plaintiff may be modified as per NADRA SOPs. There is no need of recording evidence of the parties. Defendants are directed to rectify date of birth of plaintiff as **01.01.1964**. Suit of plaintiff is decreed as prayed for. No order as to cost. This decree shall not affect rights of



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others interested, if any. This decree shall not affect service record of plaintiff, if any.

File be consigned to record room after its necessary completion and compilation.

ANNOUNCED
10.10.2022



Zahir Khan
Civil Judge-I, Tehsil Kalaya,
District Orakzai