

**IN THE COURT ZAHIR KHAN CIVIL JUDGE-I, KALAYA, ORAKZAI.**

Petition No ..... 27/6 of 2022.

Date of Institution .....20.09.2022.

Dated of Decision .....03.10.2022.

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

.....(*Petitioners*)**Versus**

Zarmat Khan S/O Abdul Saeed, R/O Qaum Bezote, Tappa Qambar Khel, Star  
Bezote, Tehsil Lower, District Orakzai.

.....(*Respondent*)**PETITION FOR SETTING ASIDE EX-PARTE DECREE DATED 01.07.2022  
PASSED IN SUIT NO. 12/1 of 2019.****ORDER No.03****03.10.2022**

Representative of petitioners/Judgement debtors present.

Respondent/Decree holder along with Mr. Sanauallah Khan Advocate  
present. Record received.

Learned counsel for respondent/decree holder marked his no  
objection on the acceptance of application for setting aside ex-parte  
decree. Arguments heard and record perused.

Brief facts of the case are that petitioners have filed the instant  
petition for setting aside ex-parte decree dated 01.07.2022 passed in suit



No. 12/1 of 2019.

**ZAHIR KHAN**  
**Civil Judge/JM**  
**Kalaya Orakzai**

03/10/022

Petitioners have contended that suit No. 12/1 of 2019 was filed against them by present respondent and the same was ex-parte decreed vide ex-parte order dated:01.07.2022. That petitioners were proceeded against ex-parte due to non-appearance before the court. That petitioners be given an opportunity to defend their valuable rights. That when petitioners got knowledge of ex-parte decree, they approached this court for setting aside ex-parte decree passed against them.

Counsel for respondent/decreed holder marked no objection on the acceptance of application for setting aside ex-parte decree against the petitioners, resultantly, petition is allowed and ex-parte decree dated 01.07.2022 passed in suit 12/1 of 2019 is here by set aside. No order as to cost. Suit No. 12/1 of 2019 is restored. Moharrir is directed to do the needful. The instant file be consigned to record room. Copy of this order be placed on main file of suit No. 12/1 of 2019.

**Announced**  
03.10.2022



**ZAHIR KHAN**  
Civil Judge-I, Kalaya, Orakzai