

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

Suit No.....102/1 of 2022.
Date of Institution.....12.10.2022.
Date of Decision.....25.10.2022.
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Gul Naz Begum W/O Gul Sarwar, Qoum Mani Khel, Tappa Mast Ali Khel,
Tehsil Lower, District Orakzai.

.....(*Plaintiff*)

VERSUS


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

..... (*Defendants*)

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SUIT FOR DECLARATION & PERMANENT INJUNCTION.
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SUMMARY JUDGEMENT
25.10.2022

Plaintiff present through counsel. Representative of defendants also present. He submitted written statement along with relevant NADRA record of plaintiff. Counsel for plaintiff requested for summary disposal of the suit. Representative of defendants stated that per record, there is unnatural age gap of 11 years between plaintiff and her daughter namely Safia Naz, therefore, if suit of plaintiff is disposed of through summary judgement, he has got no objection. Arguments heard and record gone through.


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Brief facts in the backdrop are that plaintiff namely Gul Naz Begum 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 12.02.1986, however, defendants have incorrectly entered the same as 01.08.1991 which is wrong, illegal and ineffective upon the rights of plaintiff and liable to be rectified. It is further averred that due to this wrong entry, there is unnatural age difference of about 11 years between plaintiff and her daughter namely Safia Naz whose date of birth as per Secondary School Certificate is 02.04.2002. That defendants were asked time and again to rectify date of birth of plaintiff but in vain hence, the present suit.

With due process of law and procedure, the defendants were summoned, they appeared through representative. Authority letter and written statement along with relevant NADRA record of plaintiff was filed.

Representative of defendants stated that there shall be at least 16/17 years' age difference between mother and her daughter. Per record, date of birth of plaintiff is recorded as 01.08.1991 while date

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of birth of plaintiff's daughter namely Safia Naz is recorded as 02.04.2002 resulting into unnatural age difference of about 11 years between plaintiff and her daughter named above. 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/modity date of birth of plaintiff as **12.02.1986**. Suit of plaintiff is decreed as prayed for. No order as to cost. This decree shall not affect rights of 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
25.10.2022



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Civil Judge-I, Tehsil Kalaya,
District Orakzai