

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

Suit No.....6/1 of 2022.

Date of Institution.....18.01.2022.

Date of Decision.....02.11.2022.

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1. Intizar Ali S/O,
2. Isam Naz D/O Ashab Ali through Ali Janan (Grandfather) both R/O Qoum Stori Khel, Tappa Andd Khel, Tazi Khel, Tehsil Lower, District Orakzai

.....(Plaintiffs)

VERSUS

1. Chairman NADRA, Islamabad
2. Assistant Director NADRA, District Orakzai

..... (Defendants)


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SUIT FOR DECLARATION & PERMANENT INJUNCTION.
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SUMMARY JUDGEMENT

02.11.2022

Plaintiffs present through clerk of counsel. Representative of defendants absent. On previous date, learned counsel for plaintiffs requested for summary disposal of the suit on the basis of available record. Representative of defendants conceded the same. Arguments were heard. Record gone through.

Brief facts in the backdrop are that plaintiffs have filed the instant suit against the defendants through grandfather namely Ali Janan for declaration and permanent injunction to the effect that as per Admission Form and Birth Certificate, correct date of birth of plaintiff


ZAHIR KHAN
02/11/2022
Civil Judge I
Kalaya Orakzai

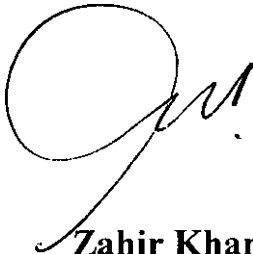
No. 1 is 03.04.2013, however, defendants have incorrectly entered date of birth of plaintiff No. 1 as 29.08.2008 while as per School Record, correct date of birth of plaintiff No. 2 is 01.01.2004, however, defendants have incorrectly entered date of birth of plaintiff No. 2 in "Form B" as 01.01.2006 which entries are wrong, illegal and liable to be rectified. That defendants were asked time and again to rectify date of birth of plaintiffs but in vain hence, the present suit.

With due process of law and procedure, the defendants were summoned, they appeared through representative. Authority letter was submitted. Written statement was also filed.

Reliance has been made on school record and Birth Certificate. The relevant record is placed on file. Representative of defendants stated that as per NADRA SOPs, date of birth of plaintiffs may be modified as per school record or Birth Certificate issued by school. There is no need of recording evidence of the parties. Hence, suit of plaintiffs is hereby decreed as prayed for. No order as to cost. Defendants are directed to rectify/modify date of birth of plaintiff No. 1 as 03.04.2013 and that of plaintiff No. 2 as 01.01.2004. This decree shall not affect rights of others interested, if any.

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

ANNOUNCED
02.11.2022


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