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

Petition No...19/6 of 2022.

Date of Institution...16.08.2022.

Dated of Decision...06.09.2022.

1. Chairman NADRA, Islamabad.

2. Director General NADRA, KPK, Peshawar.

3. Assistant Director, NADRA, District Orakzai, through representative.

....*(Petitioners)*

Versus

1. Imran Khan,

2. Muhammad Saeed both sons of Ghulam Sadeeq R/O Qoum Sheikhan, Tappa Samozai, Dran, Koza Mela, Tehsil Central, District Orakzai.

.... *(Respondents)*

PETITION FOR SETTING ASIDE EX-PARTE DECREE DATED 21.06.2022 PASSED IN SUIT NO. 112/1 OF 2021.

ORDER No.04
06.09.2022

Representative of petitioners/Judgement debtors present.

Respondents/Decree holders present through Mr. Abid Ali Advocate.

Record received.

Learned counsel for respondents/decree holders 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 21.06.2022 passed in suit

No. 112/1 of 2021.

06/09/022
ZAHIR KHAN
Civil Judge/JM
Kalaya Orakzai

Petitioners have contended that suit No. 112/1 of 2021 was filed against them by present respondents and the same was ex-parte decreed vide ex-parte order dated:21.06.2022. 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 respondents/decree holders 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 21.06.2022 passed in suit 112/1 of 2021 is here by set aside. No order as to cost. Suit No. 112/1 of 2021 is restored. Muharrir is directed to do the needful. The instant file be consigned to record room. Copy of this order be placed on main file.

Announced
06.09.2022

ZAHIR KHAN
Civil Judge-I, Kalaya, Orakzai