

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

Petition No 21/6 of 2022.
 Date of Institution 22.08.2022.
 Dated of Decision 12.09.2022.

1. Chairman NADRA, Islamabad.
2. Director General NADRA, KPK, Peshawar.
3. Assistant Director, NADRA, District Orakzai, through representative.

.....(Petitioners)

Versus

Rafi Ullah S/O Yahya Khan R/O Qaum Sheikhan, Tappa Samozai, Mian Chan, Raisan, Tehsil Central, District Orakzai.

.....(Respondent)

**PETITION FOR SETTING ASIDE EX-PARTE DECREE DATED 28.06.2022
 PASSED IN SUIT NO. 181/1 OF 2021.**

ORDER No.04
12.09.2022

Representative of petitioners/Judgement debtors present.
 Respondent/Decree holder along with Mr. Sanaullah Khan Advocate present. Record already 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 28.06.2022 passed in suit

No. 181/1.



12/09/2022
 ZAHIR KHAN
 Civil Judge/JM
 Kalaya Orakzai

Petitioners have contended that suit No. 181/1 was filed against them by present respondent and the same was ex-parte decreed vide ex-parte order dated:28.06.2022. 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 respondent/decreed holder marked no objection on the acceptance of application for setting aside ex-parte decree passed against the petitioners, resultantly, petition is allowed and ex-parte decree dated 28.06.2022 passed in suit 181/1 is here by set aside. No order as to cost. Suit No. 181/1 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
12.09.2022



ZAHIR KHAN
Civil Judge-I, Kalaya, Orakzai