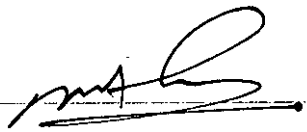


1
FORM "A"
FORM OF ORDER SHEET

IN THE COURT OF MUHAMMAD JUNAID ALAM, CIVIL JUDGE/JUDICIAL MAGISTRATE-II, KALAYA ORAKZAI
Case Title: _____ Vs _____

| No of order or proceedings | Date of Order Proceedings | Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary |
|----------------------------|---------------------------|---|
| 1 | 2 | 3 |
| Order 06 | 16.10.2024 | <p>Plaintiff through son alongwith counsel present. Legal representative for defendants present.</p> <p>Today the case was fixed for order on maintainability of the case. Through this single order the Court intends to dispose of the instant suit.</p> <p>During the course of hearing on the previous date of hearing, representative of defendants took the plea that the suit is not maintainable as this court does not have the jurisdiction to entertain the suit as the plaintiff belongs to District Khyber.</p> <p>On the other hand counsel for the plaintiff opposed the plea of the defendants and stated that the plaintiff is residing in District Orakzai while the defendants i.e. NADRA department has online record throughout the country. Therefore, the plaintiff may sue the defendants in the District Orakzai.</p> <p>Brief facts of the case are that plaintiff filed the instant suit for declaration and mandatory injunction against defendants i.e. NADRA for correction of date of birth.</p> <p>Perusal of the record reveals that the permanent and temporary addresses mentioned in the CNIC of plaintiff are that of District Khyber. The plaintiff does not belong to District Orakzai. Hence this court have no territorial jurisdiction to entertain the instant suit as proper civil courts are established in the District Khyber alongwith the NADRA regional offices. Therefore, the instant plaint is rejected not being within the territorial jurisdiction of this Court. Plaint be returned to the plaintiff with the directions to approach the proper forum i.e. Civil Courts at District Khyber. No order as to costs. Moharrir is directed to make proper entries in the register of return of plaint. File be consigned to District Record Room, Orakzai after necessary completion and compilation.</p> <p><u>Announced:</u> 16.10.2024</p> |


Muhammad Junaid Alam,
Civil Judge -II,
Tehsil Court Kalaya, Orakzai