

**IN THE COURT OF MUHAMMAD JUNAID ALAM**  
Civil Judge-II, Kalaya, Orakzai

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Suit No.....74/1 of 2025.

Date of Institution.....26.05.2025.

Date of Decision.....04.08.2025.

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Syed Muhammad Yousaf S/O Syed Ali Imam, R/O Qoum Bar  
Muhammad Khel, Tappa Baba Nawasi, Tehsil Lower, District Orakzai.

.....(Plaintiff)

**Versus**

1. Chairman NADRA, Islamabad.
2. Director General NADRA, Khyber Pakhtunkhwa, Hayatabad.
3. Assistant Director NADRA, District Orakzai.

..... (Defendants)

**SUIT FOR DECLARATION, PERMANENT JUNCTION &  
CANCELATION OF ONE OF THE CNICs.**

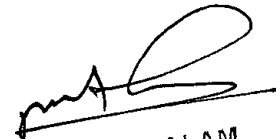
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**JUDGEMENT**

04.08.2025

Plaintiff alongwith counsel present. Representative of  
defendants present. Arguments heard and record perused.

Through this judgement, this court is going to dispose of the  
instant suit filed by plaintiff namely Syed Muhammad Yousaf against  
defendants Chairman NADRA, Islamabad etc for declaration,  
permanent injunction, deletion and cancelation of one Afif Hussain  
from his family registration certificate.

  
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Civil Judge / JM-II  
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Brief facts in the backdrop are that plaintiff has filed the instant suit for declaration cum-permanent injunction to the effect that correct name of plaintiff is Syed Muhammad Yousaf which is correctly mentioned in the record of defendants, however, one Afif Hussain has incorrectly been entered in the family registration certificate of plaintiff. Plaintiff sought cancellation of name of one Afif Hussain bearing CNIC No.14301-2040231-5 from his family registration certificate and want to receive new family registration certificate, while the said entry is wrong, illegal and ineffective upon the rights of plaintiff and liable to be rectified. That defendants were asked time and again to rectify the same but in vain, hence the present suit.

After institution of the suit, defendants were summoned, who marked their attendance through representative and contested the suit by filing authority letter and written statement.

From divergent pleadings of the parties, the following issues were framed for adjudication upon real controversy between the parties. The controversial pleadings of the parties were reduced into the following issues:

**ISSUES**

1. Whether plaintiff has got cause of action? OPP
2. Whether correct name of plaintiff is Syed Muhammad Yousaf  
which is correctly recorded in the record of defendant

  
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however, defendants have incorrectly entered the one Afif Hussain in the family tree of plaintiff? OPP

3. Whether plaintiff is entitled to the decree as prayed for? OPP
4. Relief?

Upon submission of list of witnesses, both the parties were provided with an opportunity to adduce their desired evidence, the parties did accordingly and produced their evidence.

After the completion of evidence, arguments of the learned counsel for the parties were heard and record of the case file was gone through with their valuable assistance.

The issue wise findings of the court are as under: -

**ISSUE NO.02.**

During course of recording the evidence, plaintiff in support of his claim and contention appeared himself and deposed as PW-01 and reiterated the averments of plaint. He stated that his correct name is Syed Muhammad Yousaf and correct name of his father is Syed Ali Imam. One Afif Hussain is his neighbor but defendants have incorrectly entered name of Afif Hussain in his family registration certificate. He lastly requested for cancellation and deletion of name of Afif Hussain from his family registration

  
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certificate and want to receive correct family tree.

Photocopy of his CNIC is exhibited as Ex-PW-1/1.

During cross examination he stated that he had obtained 02 different CNIC with 02 different numbers. Afif Hussain was entered his father in his CNIC. Later on, he cancelled that very CNIC and obtained a correct CNIC with his real father name. He further stated that it is correct that he has changed his name as well as his parent's name.

Syed Izhar ul Hassan co-villager of plaintiff appeared and deposed as PW-02. He stated that Afif Hussian is his uncle but defendants have incorrectly entered his name in the family tree of plaintiff.

During cross examination he stated that it is correct that Afif Hussain is his uncle.

  
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Syed Mir Saidan, brother of plaintiff appeared and deposed as PW-03. He stated that plaintiff is his brother. One Afif Hussain is his co-villager but defendants have incorrectly entered his name in the family tree of plaintiff. He lastly requested to cancel name of Afif Hussain from the family tree of plaintiff.

During cross examination he stated that it is correct that plaintiff is his real brother. He has five brother and three sisters.

Thereafter, evidence of plaintiff was closed.

Iftekhar Ahmad (Representative of NADRA) appeared and deposed as DW-1. He produced family tree of plaintiff which consists of 02 pages and are exhibited as Ex. DW-1/1 and Ex. DW-1/2 respectively. He stated that as per family tree of plaintiff, Afif Hussain is the father of plaintiff but however plaintiff has changed his parent name. As per NADRA SOPs plaintiff should appear for family synchronization before the NADRA Zonal Board and lastly requested for dismissal of suit of plaintiff.

During cross examination he stated that it is correct that as per family tree father name of plaintiff is Syed Ali Imam and mother name is Bibi Sahib Jan.

  
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Claim of plaintiff is that his true and correct name is Syed Muhammad Yousaf. Defendants have correctly entered name of plaintiff as Syed Muhammad Yousaf in their recorded, however, one Afif Hussain was incorrectly entered in the family tree of plaintiff which is wrong and liable to be rectified. Oral evidence produced by plaintiff is also supportive to the averments of plaint. Defendants failed to establish that the exhibited record in favor of plaintiff is managed or manipulated one. Plaintiff is a young person and could not be presumed to have instituted the suit for any undue advantage or ulterior motive. Plaintiff produced

cogent, convincing and reliable documentary as well as oral evidence in support of his claim and contention.

Keeping in view the above discussion and documentary as well as oral evidence available on file, it is held that correct name of plaintiff is Syed Muhammad Yousaf and one Afif Hussain was inadvertently entered in the family tree of plaintiff. Issue decided accordingly.

**ISSUES NO.1 & 3.**

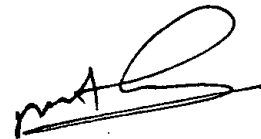
In the light of foregoing discussion, plaintiff has proved his stance through cogent, convincing and reliable documentary and oral evidence; therefore, he has got cause of action and is entitled to the decree, as prayed for. Both these issues are decided in positive in favor of plaintiff.

**RELIEF.**

Crux of my issue wise discussion is that suit of the plaintiff is hereby decreed in his favor against the defendants as prayed for. No order as to costs. This decree shall not affect the rights of any other person interested, if any or service record of plaintiff, if any.

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

**ANNOUNCED**  
04.08.2025

  
**Muhammad Junaaid Alam**  
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Kalaya, Orakzai

**CERTIFICATE**

It is certified that this judgment consists of 07 pages. Each page has been dictated, read, corrected and signed by me.



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