

IN THE COURT OF IJAZ MAHSOOD, SENIOR CIVIL JUDGE,  
ORAKZAI AT BABER MELA

Suit No..... 47/1 of 2025.  
Date of Institution..... 04.07.2025.  
Date of Decision.....29.09.2025.  
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**Muhammad Inam s/o Noor Akbar R/O Qoum Mamozai,**  
**Tappa Adu Khel, Tehsil Upper, District Orakzai.**  
**.....(Plaintiff)**

**Versus**

Assistant Director NADRA, Orakzai,  
***Through Representative.***  
**..... (Defendant)**

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**SUIT FOR DECLARATION & PERMANENT INJUNCTION**

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**JUDGMENT**  
29.09.2025

This judgment decides instant case filed by Mr. Muhammad Inam for correction of his parent's names and address in his record as maintained by the defendant.

**Pleadings:**

The claim as related in the amended plaint reads that correct name of the father of the plaintiff is Mr. Noor Akbar and that of his mother is Mst. Babana Bibi while the defendant has wrongly recorded their names as Fazal Akbar and Mst. Sakhi Marjana respectively. Furthermore, correct address of the plaintiff is Qoum Mamozai, Tappa Adu Khel, Tehsil Upper District Orakzai while the defendant has wrongly entered the

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same as Garhi Risaldar Kohat respectively. It is alleged that when defendant was requested to rectify the mistake extra-judicially, they declined, hence the suit.

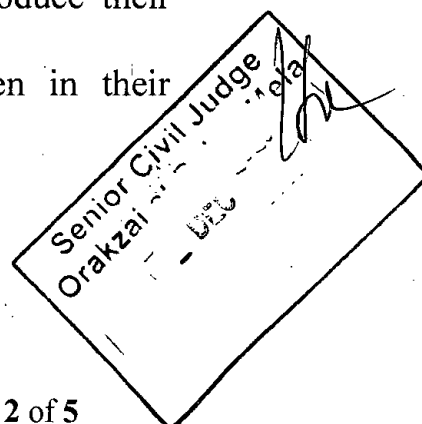
In rebuttal, the defendant has raised the regular objections to the legal validity of the claim, the standing of the plaintiff, and factual version of the matter. He asserts that all the particulars regarding parents' names and address were supplied by the plaintiff himself and are recorded correctly.

The controversy as related in the pleadings was distilled into the following issues:

**Issues:**

1. Whether suit is valid in its legal frame, and the court is competent to hear it?
2. Whether correct names of the parents of the plaintiff are Mr. Noor Akbar and Mst. Babana Bibi and his correct address is Qoum Mamozai, Tappa Adu Khel, Tehsil Upper, District Orakzai while the defendant has wrongly entered their names as Mr. Fazal Akbar and Mst. Sakhi Marjana and their address as Garhi Risaldar Kohat respectively?
3. Relief.

Thereafter, both sides were invited to produce their evidence to establish the positions they had taken in their pleadings.



**Witnesses/Exhibits:**

Mr. Mir Akbar, the uncle of plaintiff appeared as PW-01, Mr. Ikram s/o Noor Akbar, brother of the plaintiff as PW-02, Mst. Babana Bibi, mother of the plaintiff as PW-03, Mr. Muhammad Inam, the plaintiff himself appeared as PW-04 and Mr. Iftikhar Ahmad, representative of defendants as DW-01.

They have exhibited the following documents;

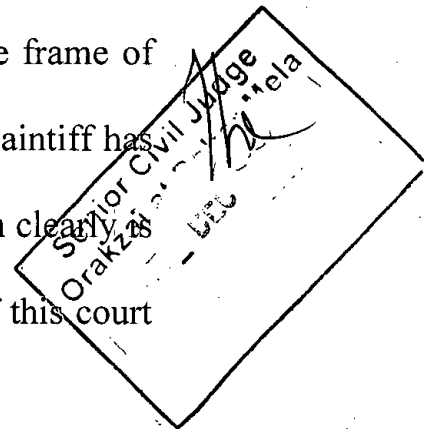
- Copy of CNIC of the PW-01 as Ex.PW-1/1.
- Copy of CNIC of the PW-02 as Ex.PW-2/1.
- Copy of CNIC of the PW-03 as Ex.PW-3/1.
- Death certificate of father of the plaintiff is Ex.PW-4/1.
- Hajj Scheme application is Ex.PW-4/2.
- Copy of CNIC of plaintiff as Ex.PW-4/3.
- Nadra Registration form of the plaintiff as Ex.DW-1/1.
- Passport Copy as Ex.DW-1/2.
- Family Trees as Ex.DW-1/3 and Ex.DW-1/4 respectively.

**Reasons/Reasoning:**

Issue wise reasoning of the court following ruling on each issue, and finally on the suit is as follows:

**Issue No 01:**

This issue questions the legal validity of the frame of the suit, and the competence of the forum to hear it. Plaintiff has sought correction of parent's names and address, which clearly is a civil matter, and thus amenable to the jurisdiction of this court



under section 09 of the civil procedure code. Other objections such as limitation etc. were not rigorously pressed, and upon examination of the corpus of the case by the court, were found inapplicable. Therefore, the issue is decided for the plaintiff.

**Issue No 02:**

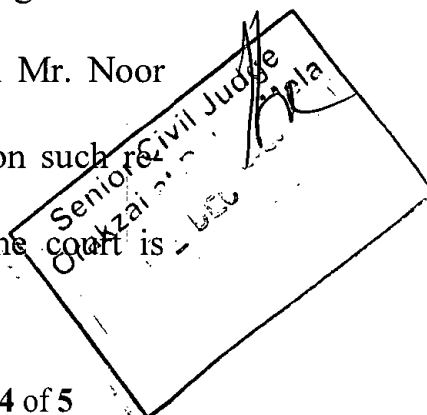
This issue houses the heart of the suit: correct parentage of the plaintiff is Mr. Noor Akbar, the father, and Mst. Babana, the mother.

Defendants have recorded his father's name as Mr. Fazl e Akbar. Record closely perused shows that Mst. Babana has been written in family tree record of the plaintiff as her mother. While on her CNIC, she is recorded as wife of Mr. Noor Akbar, instead of Fazl e Akbar.

Further, Mst. Babana herself appeared and testified that she is the spouse of Noor Akbar, and that Mr. Fazl e Akbar is her brother-in-law. Ex-Dw 1/1 of the defendants also hold Mst. Babana as wife of Mr. Fazl e Akbar.

Another uncle of the plaintiff, Mr. Mir Akbar also confirmed the position maintained by plaintiff that he is son of Mr. Noor Akbar, rather than Fazl e Akbar.

Evidently, defendants have erred in maintaining records accurately as Mst. Babana is shown as wife of both Mr. Noor Akbar and Mr. Fazl e Akbar, without any justification such marriage etc. in view of the foregone discussion, the court is inclined to decree the issue for the plaintiff.




**RELIEF:**

Crux of my issue wise discussion is that suit of the plaintiff is hereby decreed in his favor against the defendant as prayed for. *The correct name of the father of the plaintiff is declared as Mr. Noor Akbar and that of his mother is Mst. Babana Bibi. His correct address is declared as Qoum Mamozai, Tappa Adu Khel, Tehsil Upper, District Orakzai.* Defendant shall bring their records in line with this judgment. Costs shall follow the event.

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

**ANNOUNCED**  
29.09.2025

  
(Ijaz Mahsood)  
Senior Civil Judge,  
Orakzai (at Baber Mela)

**CERTIFICATE**

It is certified that this judgment consists of 05 (five) pages.  
Each page has been dictated, read, corrected and signed by me.

  
(Ijaz Mahsood)  
Senior Civil Judge,  
Orakzai (at Baber Mela)