

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

Suit No..... 56/1 of 2025.

Date of Institution..... 18.07.2025.

Date of Decision.....30.09.2025.

= = = = =

**Naveed Ur Rehman s/o Atta Ur Rehman, R/O Qoum
Akhel, Tappa Shamali Nawasi, Tehsil Imailzai, District
Orakzai.**

.....(*Plaintiff*)

Versus

1. Registrar General Islamabad
2. Assistant Director NADRA, Orakzai,

..... (*Defendants*)

SUIT FOR DECLARATION & PERMANENT INJUNCTION

JUDGMENT

30.09.2025

This judgment decides instant case filed by Mr.
Naveed Ur Rehman for correction of his mother's name in his
record as maintained by the defendants.

Pleadings:

The claim as related in the plaint reads that correct
name of the real mother of the plaintiff is Mst. Seema while the
defendants have wrongly recorded his mother's name as Mst.
Ayesha. It is alleged that when defendants were requested to
rectify the mistake extra-judicially, defendants declined, hence
the suit.

Senior Civil Judge
Orakzai at Baber Mela

(25)

In rebuttal, the defendants have raised the regular objections to the legal validity of the claim, the standing of the plaintiff, and factual version of the matter.

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

Issues:

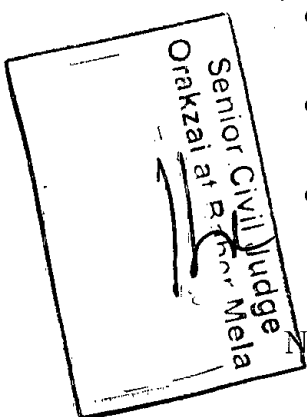
1. Whether suit is valid in its legal frame, and the court is competent to hear it?
2. Whether correct name of the real mother of the plaintiff is Mst. Seema while the defendants have erroneously recorded the same as Ayesha?
3. Relief.

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

Witnesses/Exhibits:

Mr. Naveed Ur Rehman, the plaintiff himself appeared as PW-01, Mr. Atta Ur Rehman, father of the plaintiff as PW-02, Mst. Shameen Ara, grandmother of the plaintiff as PW-03 and Mr. Iftikhar Ahmad, representative of defendant as DW-01. They have exhibited the following documents;

- Copy of Form "Bay" of the plaintiff as Ex.PW-1/1.
- Copy of CNIC of PW-03 as Ex.PW-3/1.
- Registration of Form "Bay" as Ex. DW-1/1.



- Birth certificate of plaintiff as Ex. DW-1/2.

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 mother name, 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 mother name of the plaintiff.

Mr. Naveed Ur Rehman, the plaintiff himself, took the stand as PW-01. He supported his stance that his real mother is Mst. Seema while defendants have wrongly incorporated the same as Ayesha. He further narrated the same story as in the plaint and requested for decree of the suit.

Mr. Atta Ur Rehman, father of the plaintiff, took the stand as PW-02. He supported the stance of the plaintiff by admitting the fact that plaintiff is his real son and his real mother's name is Mst. Seema.

Senior Civil Judge
Orakzai at Rahat Mela

Mst. Shameen Ara, grandmother of the plaintiff, took the stand as PW-3. That plaintiff is her grandson. He narrated the same story as in the plaint and requested for decree of the suit

This issue encapsulates the principal claim of the plaintiff that he is son of Mr. Atta Ur Rehman from his first wife Mst. Seema, not from his second wife, Mst. Ayesha.

All witnesses including plaintiff himself have consistently held the position as claimed. Of particular significance is the statement of Mr. Atta Ur Reham (father of the plaintiff) that real mother of plaintiff is Seema. He has testified as PW-02 and admitted in his statement the claim of the plaintiff that he is real son of Mst. Seema rather than that of Mst. Ayesha.

It is not uncommon in this part of the country for persons to commit innocent mistakes in the registration of their particulars with NADRA. The fact that plaintiff's step mother was recorded as his real mothers adds strength to his claim. Further, the statement of the father and grandmother admitting that plaintiff to be real son of Mst. Seema.

Furthermore, the unusually long gap between the births of plaintiff and his first step-sibling also indicates and adds to his stance that his father married a second time after divorcing his first wife.

In view of the foregone, the issue is decided for the

Senior Civil Judge
Orakzai at Bahar Melki
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. *The correct name of the mother of the plaintiff is declared as Mst. Seema.* Defendants 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

30.09.2025



(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)