

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

Suit No..... 79/1 of 2025.

Date of Institution..... 30.10.2025.

Date of Decision..... 12.12.2025.

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**Mst. Abida d/o Yousaf Khan R/O Qoam Mamozai, Tappa
Sepoy, Ghiljo, Tehsil Upper, District Orakzai.**

.....(Plaintiff)

Versus

Assistant Director NADRA, Orakzai through their
representative.

.....(Defendants)

SUIT FOR DECLARATION & PERMANENT INJUNCTION

JUDGMENT

12.12.2025

This judgment decides instant case filed by Mst. Abida for correction of her parent's names in her record as maintained by the defendants.

Pleadings:

The claim as related in the plaint reads that correct names of the father of the plaintiff is Mr. Yousaf Khan and that of her mother is Mst. Zar Bibi (زار بی بی) while the defendants have wrongly recorded their names as Khialbat Khan and Mst. Hassan Bibi respectively.

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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. He asserts that all the particulars regarding parents' names 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. Yousaf Khan and Mst. Zar Bibi (زار بی بی) while the defendants have wrongly entered their names as Mr. Khialbat Khan and Mst. Hassan Bibi 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. Muhammad Aslam, the husband of plaintiff appeared as PW-01, Mst. Zar Bibi (زار بی بی) w/o Yousaf Khan, mother of the plaintiff as PW-02, Mr. Abdul Mateen, appeared as PW-03, 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.
- Family trees as Ex.DW-1/1 and Ex.DW-1/2 respectively.
- Nadra Registration Form and Birth certificate are exhibited 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 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. Yousaf Khan, the father, and Mst. Zar Bibi, the mother.

Defendants have recorded her father's name as Mr. Khialbat Khan and Mst. Hassan Bibi have been written in family tree record of the plaintiff as her parents.

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Further, Mr. Muhammad Aslam, husband of the plaintiff as PW-1 and testified that the correct father's name of the plaintiff is Yousaf Khan and correct mother name is Zar Bibi.

Mst. Zar Bibi, mother of the plaintiff as PW-02 and testified that plaintiff is my real daughter and Mr. Yousaf Khan, father of the plaintiff is my real husband. She further stated that Hassan Bibi is her sister-in-law.

Cousin of the plaintiff, son of Mr. Khial bat Khan confirmed that plaintiff is her cousin, not his sister, and her parents are as claimed by her. He also stated that Yousaf Khan, the father of plaintiff is my uncle.

Defense's only witness concedes that according to family tree, Nadra registration form and Birth certificate, parents' names of the plaintiff are Khialbat Khan and Mst. Zar Bibi but admitted in his cross-examination that in Nadra family tree Mst. Zar Bibi correctly incorporated, mother of the plaintiff.

It has been established that parents' names of the plaintiff have been wrongly entered by the defendants. In view of the foregone, the issue is decided for the plaintiff.

RELIEF:

Crux of my issue wise discussion is that suit of the plaintiff is hereby decreed in her favor against the defendant as prayed for. *The correct name of the father of the plaintiff is declared as Mr. Yousaf Khan and that of her mother is Mst.*

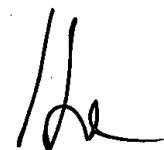
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Zar Bibi (زار بی بی) Defendants shall bring their records in line with this judgment. Costs shall follow the event.

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

ANNOUNCED

12.12.2025


(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)