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

Suit No..... 60/1 of 2025.

Date of Institution..... 22.07.2025.

Date of Decision..... 19.12.2025.

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**Muhammad Khalid S/O Ali Man Shah R/O Qoum Ali
Khel, Tappa Jasarat 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

19.12.2025

This judgment decides instant case filed by Mr. Muhammad Khalid for correction of his mother's name in his record as maintained by the defendant.

Pleadings:

The claim as related in the plaint reads that correct name of the real mother of the plaintiff is Mst. Noor Mat Khela while the defendant has wrongly recorded his mother's name as Mst. Niaz Marjana (step mother). It is alleged that when defendant was requested to rectify the mistake extra-judicially,

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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 mother name was 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 name of the real mother of the plaintiff is Mst. Noor Mat Khela while the defendant has wrongly entered his names as Mst. Niaz Marjana (step mother)?
3. Relief.

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

Witnesses/Exhibits:

Mr. Noor Mat Khela, the mother of the plaintiff appeared as PW-01, Mr. Muhammad Khalid, the plaintiff himself as PW-02, Mr. Sajid Ur Rehman, as PW-03, and Mr. Iftikhar Ahmad, representative of defendant as DW-01. They have exhibited the following documents;

Senior Civil Judge Orakzai Bar Mela 19 DEC 2023	• Copy of ID Token No. 12 of PW-01 as Ex.PW-1/1. • Copy of CNIC of plaintiff as Ex. PW-2/1.
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- Copy of statements of PW-01 (Ali Man Shah) and PW-02 (Niaz Marjana) as Ex.P-1 and Ex.P-2 respectively.
- Copy of CNIC of PW-3 as Ex.PW-3/1.
- Family Tree of the plaintiff as Ex. DW-1/1.
- Nadra Registration form as Ex.DW-1/2 and Ex. DW-1/3 respectively.
- Copy of CNIC of plaintiff as Ex.DW-1/4.

Reasons/Reasoning:

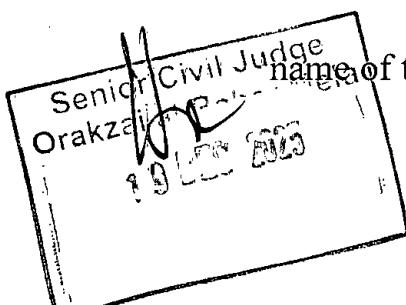
Issue wise reasoning of the court following ruling on each issue, and finally on the suit is as follows:

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 his mother's 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



Mst. Noor Mat Khela, the mother of the plaintiff, took the stand as PW-01, admitted the contents of the plaint. She further admitted that plaintiff Muhammad Khalid is my real son.

Muhammad Khalid, the plaintiff himself, took the stand as PW-02. He supported his stance that his real mother is Noor Mat Khela. He further narrated the same story as in the plaint and requested for decree of the suit.

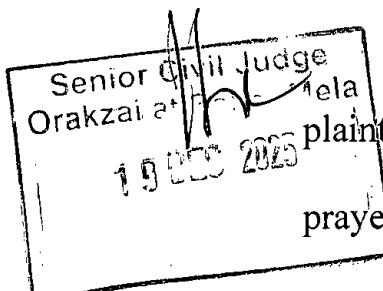
Mr. Sajid Ur Rehman, took the stand as PW-3. That plaintiff is his cousin. He narrated the same story as in the plaint and requested for decree of the suit

Defense's only witness concedes that according to family tree, father name of the plaintiff is Ali Man Shah and mother name of the plaintiff is Niaz Marjana in the family tree.

Upon acceptance by the court, plaintiff exhibited statements of Mr. Ali Man Shah and Mst. Niaz Marjana, his real father and stepmother, from civil suit titled Mst. Niaz Marjana Vs Nadra. In the statements, his parents have admitted the claim made in the instant plaint.

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 his favor against the defendant as prayed for. ***The correct name of the mother of the plaintiff is***

declared as Mst. Noor Mat Khela. 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

19.12.2025


(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)