

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

Suit No..... 2/1 of 2026.

Date of Institution..... 06.01.2026.

Date of Decision.....06.02.2026.

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**Abdul Karim s/o Lal Mar Jan** R/O Toora Ghondi, Toora  
Wori, presently R/O Qamar Ghari, Tappa Sepoy, Mamozai  
Kaly, Tehsil Upper District Orakzai.

.....(Plaintiff)

**Versus**

1. Director General Nadra, Islamabad.
2. Deputy Director General Nadra, Peshawar.
3. Assistant Director Nadra, Hangu.

..... (Defendants)

**SUIT FOR DECLARATION & PERMANENT INJUNCTION**

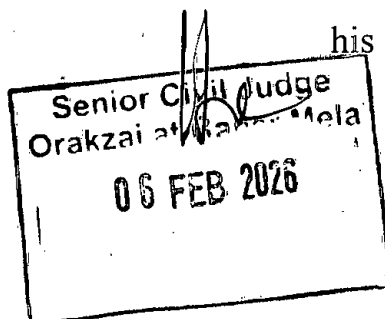
**JUDGMENT**

06.02.2026

This judgment decides instant case filed by Mr. Abdul Karim for correction of his parent's names in his record as maintained by the defendants.

**Pleadings:**

The claim as related in the plaint reads that correct name of the father of the plaintiff is Mr. Mir Khanan and that of his mother is Mst. Rahamza Bibi while the defendant has



wrongly recorded their names as Lal Mar Jan and Mst. Bibi Sahib Jana respectively.

It is alleged that when defendants were requested to rectify the mistake extra-judicially, they declined, hence the suit.

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:

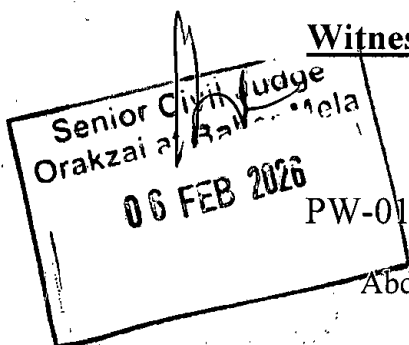
**Issues:**

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. Mir Khanan and Mst. Rahamza Bibi while the defendants have wrongly entered their names as Mr. Lal Mar Jan and Mst. Bibi Sahib Jana 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. Abdul Karim, the plaintiff himself appeared as PW-01, Mst. Rahamza Bibi, Mother of the plaintiff as PW-02,



Mst. Zalikha Bibi, sister of the plaintiff as PW-03, Mr. Lal Mar Jan, uncle of the plaintiff appeared as PW-04 and Mr. Iftikhar Ahmad, representative of defendants as DW-01. They have exhibited the following documents;

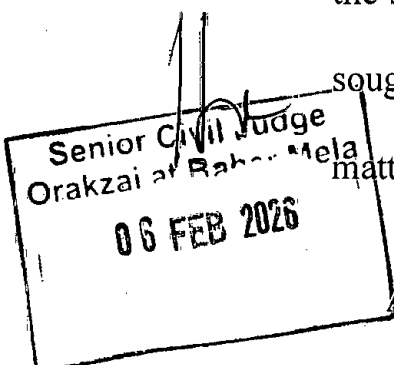
- Copy of CNIC of mother of the PW-01 as Ex.PW-1/1.
- Copy of death certificate of the plaintiff as Ex.PW-1/2.
- Copy of CNICs of his paternal uncle and aunt as Ex.PW-1/3 and Ex.PW-1/4.
- Copy of CNIC of PW-1 as Ex.PW-1/5.
- Copy of CNIC of the PW-03 as Ex.PW-3/1.
- Family trees of the plaintiff as Ex.DW-1/1 and Ex. DW-1/2 respectively.
- Nadra Registration forms of the plaintiff as Ex.DW-1/3 and Ex.DW-1/4 respectively.
- Birth certificate of the plaintiff as Ex.-DW-1/5.
- Affidavit (stamp paper) as Ex. DW-1/6.

**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



(41)

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:**

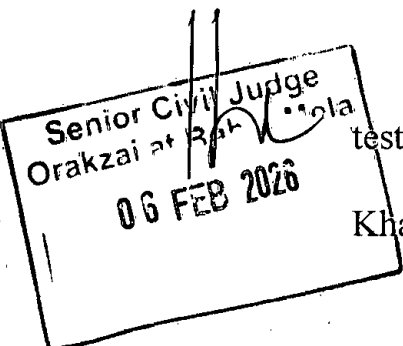
This issue houses the heart of the suit: whether correct parentage of the plaintiff is Mr. Mir Khanan, the father, and Mst. Rahamza Bibi the mother?

Defendants have recorded plaintiff's parentage as Mr. Lal Mar Jan and Mst. Bibi Sahib Jana respectively in family tree record.

Mr. Abdul Karim, the plaintiff himself, took the stand as PW-01. He supported his stance that his real parents are Mr. Mir Khanan and Mst. Rahamza Bibi respectively. He further narrated the same story as in the plaint and requested for decree of the suit.

Mst. Rahamza Bibi, mother of the plaintiff as PW-02 and testified that plaintiff is her real son and her correct parents name are Mr. Mir Khanan and Mst. Rahamza Bibi, rather than Mr. Lal Mar Jan and Mst. Bibi Sahib Jana and requested for decree of the suit.

Mst. Zalikha Bibi, sister of the plaintiff as PW-03 and testified that the correct father's name of the plaintiff is Mir Khanan and correct mother name is Rahamza Bibi while



defendants have wrongly incorporated the same as Lal Mar Jan and Mst. Bibi Sahib Jana respectively.

Further, Mr. Lal Mar Jan, uncle of the plaintiff as PW-04 and testified that plaintiff is his nephew not son. He further stated that his actual parents are Mr. Mir Khana and Mst. Rahamza Bibi respectively rather than Lal Mar Jan and Bibi Sahib Jana respectively.

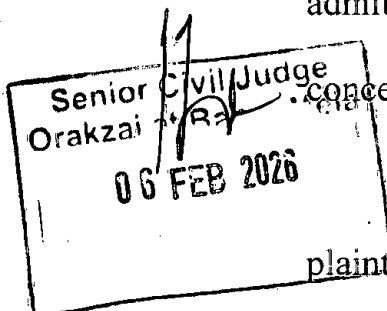
Defense's only witness concedes that according to family trees, Nadra Registration forms, birth certificate and affidavit stamp paper correct parent's names of the plaintiff are Lal Mar Jan and Bibi Sahib Jana

All witnesses including plaintiff himself have consistently held the position as claimed. Of particular significance is the statement of Mst. Rahamza Bibi the real mother of the plaintiff. She has testified as PW-02 and admitted in her statement the claim of the plaintiff that he is her son and son of the Mr. Mir Khanan rather than that of Mr. Lal Mar Jan and Mst. Bibi Sahib Jana.

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 statement of the real mother admitting plaintiff to be her real son, and recorded father

conceding him to be his nephew conclude the quest.

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 defendants as prayed for. *The correct name of the father of the plaintiff is declared as Mr. Mir Khanan and that of his mother is Mst. Rahamza Bibi.* 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**

06.02.2026

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

**CERTIFICATE**

It is certified that this judgment consists of 06 (six) pages.  
 Each page has been dictated, read, corrected and signed by me.

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