(10) (11)

IN THE COURT OF ZAHIR KHAN
CIVIL JUDGE-I, TEHSIL KALAYA, ORAKZAI

Suit No.....21/1 OF 2023.
Date of Institution.....13.05.2023.
Date of Decision.....15.05.2023.

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Ihsan Ullah S/O Ahmad Shah through his father Ahmad Shah S/O Sultan Muhammad R/O Qaum Mishti, Tappa Haider Khel, Village Nawi Mela, Kot Kalay, Tehsil Upper, District Orakzai.

.....*(Plaintiff)*

VERSUS

1. General Registrar NADRA, Islamabad.
2. Deputy Registrar NADRA, Peshawar.
3. Assistant Director, NADRA, District Orakzai.

..... *(Defendants)*

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SUIT FOR DECLARATION & PERMANENT INJUNCTION

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SUMMARY JUDGEMENT
15.05.2023

Plaintiff present through counsel. Representative of defendants present. Authority letter and written statement submitted. Counsel for plaintiff requested for summary disposal of the case on the basis of available record. Representative for defendants conceded the same. Arguments heard and record perused.

ZAHIR KHAN
Civil Judge-I/JM
Kalaya Orakzai
15/05/023

Brief facts in the backdrop are that plaintiff Ihsan Ullah has filed the instant suit for declaration cum-permanent injunction against the defendants General Registrar NADRA, Islamabad and two others through father to the effect that, as per school record and birth certificate, true and correct date of birth of plaintiff is **19.12.2009**,

however, defendants have incorrectly entered the same as **19.06.2019** in his form-B which is wrong, illegal and ineffective upon the rights of plaintiff and liable to be rectified. That defendants were asked time and again to rectify date of birth of plaintiff but in vain hence, the present suit.

With due process of law and procedure, the defendants were summoned, they appeared through representative. Authority letter was submitted. Written statement was also filed.

Record shows that plaintiff has placed reliance on school record and birth registration certificate. Per school record and birth registration certificate, date of birth of plaintiff is recorded as 19.12.2009. Representative of defendants stated that date of birth of plaintiff may be modified as per school record and birth registration certificate per NADRA SOPs. Copy of school certificate and birth registration certificate of plaintiff are annexed with plaint. There is no need of recording evidence of the parties. Defendants are directed to rectify date of birth of plaintiff as **19.12.2009** accordingly. Suit of plaintiff is decreed as prayed for. No order as to cost. This decree shall not affect rights of others interested, if any.

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

ANNOUNCED
15.05.2023

Zahir Khan
Civil Judge-I, Tehsil Kalaya,
District Orakzai

CERTIFICATE

It is certified that this summary judgment consists of *03* pages. Each page has been dictated, read, corrected and signed by me.

Zahir Khan
Civil Judge-I, Kalaya, Orakzai