

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

Suit No.....54/1 of 2026
Date of Institution.....09.09.2026
Date of Decision.....28.09.2026
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Mst. Khial Jana w/o Fazal Janan, R/O Abdul Rahim Khel,
Tehsil Upper, District Orakzai.

.....(Plaintiff)

Versus

1. Registrar General, Islamabad.
2. Additional Registrar General, Peshawar.
3. Assistant Director, Nadra, District Orakzai.

..... (Defendants)

SUIT FOR DECLARATION & PERMANENT INJUNCTION

SUMMARY JUDGMENT

28.09.2026

This judgment decides instant case filed by Mst. Khial Jana for correction of date of birth in her record as maintained by the defendants.

Pleadings:

Facts as recounted in the plaint reads that correct birth date of the plaintiff is 01.01.1960, while the defendants have erroneously recorded the same as 01.01.1985. She contends that

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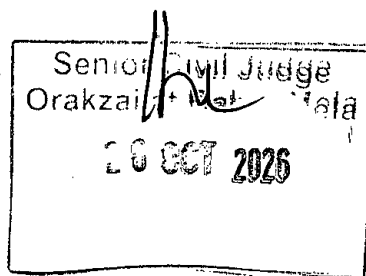
the age difference shown by defendants between her and her daughter namely Mst. Bibi Rab Jan is biologically impossible.

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

Defendants were summoned who appeared through their representative and submitted written statement. They concede that as per their policy unnatural gap between parent and child is a genuine ground for seeking correction of records.

During the scheduling conference within the meaning of order IX-A of CPC, it was revealed that the matter involves simple adjudication, which can be decided through summary judgement as per relevant record and admitted record. To this effect notice was given to the parties that why not the case in hand be decided on the basis of available record without recording lengthy evidence, as the primary aim and objective of Amended Management Rules in CPC is, "*to enable the court to-*

a. Deal with the cases justly and fairly;



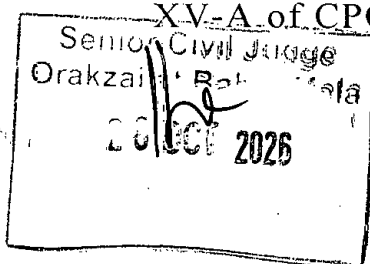
(21)

- b. Encourage parties to alternate dispute resolution procedure if it considers appropriate;*
- c. Save expense and time both of courts and litigants;*
- and*
- d. Enforce compliance with provisions of this Code.”*

Learned counsel for plaintiff and representative for defendants heard and record gone through.

Record reveals that date of birth of the plaintiff is recorded as 01-01-1985 with defendants, while that of her daughter Mst. Bibi Rab Jan is 01.01.1975 thus there is a gap of 10 years between plaintiff and her daughter namely Bibi Rab Jan. The daughter has been shown 10 years older than her mother (plaintiff). This gap is unnatural and thus a biological impossibility, and socially improbable.

Unnatural gap, when established on the face of record does not require further proof. In the situation at hand, the best solution, if not a good one, is to grant the prayer, so as to remove future complications. Consequently, upon what has been discussed above and the jurisdiction vested in this court under order IX-A and XV-A of CPC, suit of the plaintiff succeeds and is hereby



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decreed as prayed for. Correct date of birth of the plaintiff is declared as **01.01.1960**. The defendants are advised to bring its record in line with this judgment. Costs shall follow the event.

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

ANNOUNCED
28.09.2026.


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

CERTIFICATE

It is certified that this judgment consists of 04 pages. Each page has been dictated, read, corrected and signed by me.


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