IN THE COURT OF NOOR UL HAQ
CIVIL JUDGE-II, TEHSIL COURT, KALAYA

Suit No.....74/1 of 2026.

Date of Institution.....27.08.2026.

Date of decision.....09.10.2026.

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Yaqoob Khan S/O Niaz Bahadar R/O Qaum Sheikhan, Tappa Bazeed Khel, Rangeen Khel Tehsil Central District Orakzai.....*(Plaintiff)*

Versus

1. NADRA through chairman Islamabad.
2. NADRA through DG, Peshawar Khyber Pakhtunkhwa.
3. NADRA through AD, District Orakzai.

.....*(Defendants)*

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SUIT FOR DECLARATION & PERMANENT INJUNCTION.

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Judgment:

09.10.2026

Through this judgement this court is going to dispose of the instant suit filed by plaintiff against the defendants for declaration cum-permanent injunction.

Brief facts of the instant suit are that the plaintiff was previously issued Computerized National Identity Card (CNIC) bearing No. 14301-510246-[illegible], which was subsequently surrendered by him. Thereafter, fresh CNIC bearing No. 14301-2072798-7 was issued on his name. That the plaintiff approached the concerned NADRA authority for restoration/reactivation of his previous CNIC, but the desired relief has not been granted. The plaintiff has now approached this Court through the instant suit, seeking restoration/reactivation of his previously issued CNIC bearing No. 14301-

510246-3, on the basis of his genuine and relevant identity record, asserting that the same reflects his authentic particulars. That defendants were asked time and again to do the needful but in vain, hence the present suit.

After institution of the suit, defendants were summoned. Defendants marked their attendance through representative and contested the suit by filing written statement. In the written statement representative of defendants have raised several legal and factual objections.

From divergent pleadings of the parties, the followings issues were framed for adjudication of real controversy between the parties.

ISSUES

1. Whether plaintiff has got cause of action? OPP
2. Whether plaintiff is entitled for restoration of CNIC No. 14301-5102946-3, which was previously surrendered by the plaintiff? OPP
3. Whether plaintiff is entitled to the decree as prayed for? OPP
4. Relief?

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Upon submission of list of witnesses, both the parties on being provided with an opportunity to adduce their desired evidence, the parties produced their evidence.

After the completion of evidence, arguments of the counsel for plaintiff and contesting defendants were heard and record of the case file was gone through with their valuable assistance.

My issue wise findings are as under: -

ISSUE NO.02.

During course of recording evidence, plaintiff himself appeared and recorded his statement as PW-01. He stated that defendants have inadvertently issued two CNICs Number on his name. CNIC No. 14301-2072798-7 is Ex.PW-1/1 & CNIC No. 14301-5102946-3 is Ex.PW-1/2. Ex.PW-1/2 is his real CNIC number. He further stated that he served in FC and now retired. CNIC No. 14301-5102946-3 is correctly mentioned in his documents and pension record. Service documents is Annexure-A. He submitted affidavit before the office of NADRA to surrendered CNIC No. 14301-2072798-7 and for restoration of CNIC No. 14301-5102946-3 which was Ex.PW-1/3. Copy of MNIC is Ex.PW-1/4. Copy of pension book is Annexure-B. He lastly requested for cancellation of CNIC No. 14301-2072798-7 and restoration of CNIC No. 14301-5102946-3.

During cross examination he stated that he did not know when he obtained his first CNIC. It is correct that he gave affidavit to surrender his CNIC No. 14301-5102946-3. Self-stated that he is illiterate and handed over his two CNIC to petition writer and told him to surrender CNIC No. 14301-2072798-7 as pension and other relevant documents is on CNIC No. 14301-5102946-3, however, petition writer has inadvertently wrote to surrender CNIC No. 14301-5102946-3. He further stated that owing to his illiteracy, he was unaware that he had cancelled/surrendered his CNIC bearing No. 14301-5102946-3..

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Orakzai at Kalaya

During cross examination he stated that plaintiff have seven brother. Plaintiff served in FC. Self-stated that he is now retired.

Zelap Khan, nephew of plaintiff appeared and deposed as PW-03. He stated that plaintiff is retired from FC in 1992. Defendants have inadvertently issued two CNIC number in the name of plaintiff. Plaintiff filed affidavit in NADRA office to surrendered one of his CNIC number. He further stated that plaintiff is illiterate and due to which plaintiff inadvertently surrender CNIC No. 14301-5102946-3 instead of CNIC No. 14301-2072798-7. Copy of his CNIC is Ex.PW-3/1.

During cross examination he stated that plaintiff is his uncle and he is retired from FC in 1992.

Jalandar Khan appeared and deposed as PW-04. He stated that plaintiff is retired from FC and belong to Qoum Sheikhan District Orakzai. Copy of his CNIC is Ex.PW-4/1.

During cross examination he stated that brother name of plaintiff is Samal Khan. Self-stated that plaintiff served in FC and now retired from FC.

Thereafter, evidence of plaintiff was closed.

Iftekhar Ahmad (Representative of NADRA) appeared and deposed as DW-1. He produce family tree of plaintiff is Ex.DW-1/1, 1/2, affidavit Ex.DW-1/3, NADRA RHO Letter Ex.DW-1/4 NADRA registration form is Ex.DW-1/5. As per which plaintiff filed an application on 13.02.2025, for cancellation of his second CNIC. He lastly requested for dismissal of suit of plaintiff.

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During cross examination he stated that It is correct that the CNIC number mentioned in Pension Book is revoked. He further stated that it is correct that CNIC may be restored as per NADRA SOPs.

Claim of plaintiff is that the previous CNIC No.14301-5102946-3 issued to him is correctly mentioned in his service book/service record. Oral evidence produced by plaintiff is also supportive to the averments of plaint. Defendants failed to establish that the exhibited record in favor of plaintiff is managed or manipulated one. Moreover, Service Book/Service record also support claim of plaintiff.

Plaintiff produced cogent, convincing as well as oral evidence in support of her claim and contention.

Keeping in view the above discussion and documentary as well as oral evidence available on file, it is held that previously issued CNIC No. 14301-5102946-3 be ***restored/reactivated***. Issue decided accordingly in favour of plaintiff.

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ISSUES NO.1 & 3.

In the light of foregoing discussion, plaintiff has proved his stance through cogent, convincing and oral evidence; therefore, he has got cause of action and is entitled to the decree, as prayed for. Both these issues are decided in positive in favor of 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. No order as to costs. This decree shall not affect the rights of any other person interested, if any or service record of plaintiff, if any.

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

ANNOUNCED
09.10.2026.

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CERTIFICATE

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

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Noor Ul HAQ
Civil Judge-II, Tehsil Court
Kalaya Orakzai