


FORM OF ORDER SHEET

Court of _____

Appeal No. 577/2024

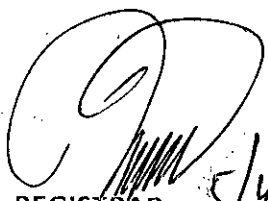
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1.	2	3
1-	17/04/2024	<p>The appeal of Mr. Nasrullah Khan resubmitted today by Mr. Ibad ur Rehman Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 19.04.2024. Parcha Peshi given to the counsel for the appellant.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

The appeal of Mr. Nasrullah Khan received today i.e on 04.04.2024 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Address of appellant is incomplete be completed according to rule-6 of the Khyber Pakhtunkhwa Service Tribunal rules 1974.
- 2- Memorandum of appeal is not signed by the appellant.
- 3- Annexures of the appeal is unattested.
- 4- Copy of departmental appeal is not attached with the appeal be placed on it.
- 5- Three more copies/sets of the appeal along with annexures i.e. complete in all respect for Tribunal and one for each respondent may also be submitted with the appeal.

No. 758 /S.T.

Dt. 5/4 /2024.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Ibad ur Rehman Adv.
High Court Peshawar.

*Resubmitted after being
the appeal. 16/4/2024*

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL,
PESHAWAR

Service Appeal No. 577 /2024

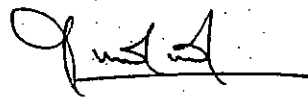
Nasrullah Khan. APPELLANT

VERSUS

Higher Education Department & others. RESPONDENTS

I N D E X

S.No.	Description of Documents	Annex	Pages
1.	Service Appeal		1-5
2.	Affidavit		6
3.	Copy of SSC	A	7
4.	Copy of FRC	B	8-9
5.	Copies of Complaint and Order dated 13.09.2023	C	10-19
6.	Copies of Departmental Appeal and Order dated 21.03.2024	D	20-22
7.	Wakalatnama		23



Appellant

Through



Ibad ur Rehman
Advocate High Court
Cell: 0300-5932939

Dated: 03.04.2024

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL,
PESHAWAR

Service Appeal No. 577/2024

Nasrullah Khan S/o Abdullah Khan R/o P.O Tarnab,
Cheena, Dagi Ghulam Qadar, Tehsil & District
Charsadda, presently House No.13, University Town,
Peshawar. **APPELLANT**

VERSUS

1. Higher Education Department, Govt. of Khyber Pakhtunkhwa through Secretary Higher Education, Peshawar.
2. Board of Intermediate & Secondary Education, Peshawar through its Secretary
3. National Database & Registration Authority (NADRA) Phase-V, Hayatabad, Peshawar. **RESPONDENTS**

APPEAL UNDER SECTION 4 OF THE KHYBER
PAKHTUNKHWA SERVICES TRIBUNAL ACT,
1974 READ WITH RELEVANT RULES, TO THE
EFFECT THAT THE CORRECT AND ACTUAL
NAME OF THE APPELLANT IS NASRULLAH
KHAN AND ACTUAL AND CORRECT DATE OF
BIRTH IS 01.10.1965, WHICH HAS BEEN
RECORDED/MENTIONED AS NASRULLAH AND
01.04.1965 IN THE CNIC, SECONDARY SCHOOL
CERTIFICATE AND RECORD OF RESPONDENTS
RESPECTIVELY, WHICH IS WRONG, ILLEGAL

AND AGAINST THE FACTS, THUS INEFFECTIVE UPON THE RIGHTS OF THE APPELLANT AND RESPONDENTS ARE BOUND TO MAKE CORRECTION IN THEIR RELEVANT RECORD RELATING TO THE APPELLANT'S NAME AND DATE OF BIRTH AND ISSUE CNIC AND SECONDARY SCHOOL CERTIFICATE, WITH CORRECT NAME AND DATE OF BIRTH, ACCORDINGLY AND AGAINST WHICH DEPARTMENTAL APPEAL WAS REJECTED VIDE ORDER DATED 21.03.2024.

Respectfully Sheweth:

The appellant submits as under:

1. That appellant is permanent resident of P.O Tarnab, Cheena, Dagi Ghulam Qadar, Tehsil & District Charsadda, presently House No.13, University Town, Peshawar and law abiding citizen of Islamic Republic of Pakistan who born on 01.10.1965.
2. That the correct date of birth and name of the appellant is 01.10.1965 and Nasrullah Khan respectively.
3. That the appellant is serving in Higher Education Department i.e. respondent No.1.
4. That the appellant has passed his Secondary School Certificate examination from respondent/board, wherein the date of birth and name of the appellant have been entered/mentioned as 01.04.1965 and Nasrullah, which is incorrect, wrong, against the

facts and is ineffective upon the rights of the appellant, thus liable to be corrected. (Copy of SSC is attached as annexure "A").

5. That the appellant has got his CNIC from respondent No.1, wherein too, the above entries have been made, which are incorrect and ineffective upon the rights of the appellant.
6. That there is an unnatural gap of about only 6 months between the appellant and his elder brother namely Shakirullah, but this fact has also been ignored by the respondents and when the appellant contacted office of respondent No.3 for renewal of his CNIC, the appellant was warned to get the unnatural gap removed otherwise their CNICs will be blocked. (Copy of FRC is attached as annexure "B").
7. That the respondents were requested time and again to correct the name and date of birth of the appellant in their record and issue a revised CNIC and SSC certificate to the appellant, but the respondents refused and showed their inability to correct the date of birth and name of the appellant without a Court decree, hence the instant suit.
8. That the appellant filed a suit before the Senior Civil Judge, Peshawar, and in reply to the suit, instead the respondent No.3 filed an application under Order-7 Rule-11 for rejection of the plaint.
9. That the appellant filed reply to the above application of the respondent No.3 and thus after

hearing, the application of respondent No.3 was accepted, and plaint of the appellant was rejected, vide order dated 13.09.2023. (Copies of Plaint and Order dated 13.09.2023 are attached as annexure "C").

10. That the appellant filed a departmental appeal before the competent authority, which was turned down vide order dated 21.03.2024. (Copies of Departmental Appeal and Order are attached as annexure "D").
11. That now the appellant has no other remedy left, but to knock the door of this Hon'ble Tribunal through the instant service appeal, inter alia, on the following grounds;

GROUND S:

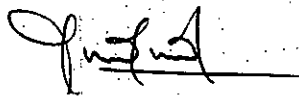
- A. That the action and inaction of the respondents is illegal, unjust, against law and facts, hence ineffective upon the rights of appellant.
- B. That the appellant, his brother and family members are facing acute problems and complications due to the wrong entries of name/date of birth of the appellant and non-issuance of CNIC and certificate with correct name and date of birth.
- C. That there is an unnatural gap of about only 6 months between the appellant and his elder brother namely Shakirullah, but this fact has also been ignored by the respondents and when the appellant contacted office of respondent No.3 for renewal of

his CNIC, the appellant was warned to get the unnatural gap removed otherwise their CNICs will be blocked.

- D. That there is no legal bar in correction of name as well as date of birth of the appellant in the record maintained by the respondent, instead, it is according to law and the principle of nature, natural justice and equity.
- E. That the refusal of the respondent to correct the name and date of birth of the appellant is illegal, unjust, against the law and facts, hence ineffective upon the rights of the appellant.
- F. That the appellant seeks permission to raise any other ground before this Hon'ble Tribunal at the time arguments.

It is, therefore, most humbly prayed that on acceptance of the instant appeal, the respondents may please be ordered to enter the correct name and date of birth of the appellant in relevant record and issue CNIC accordingly.

Any other relief, which this Hon'ble Tribunal deems fit and appropriate in the circumstances, may please be granted in favour of the appellant.



Appellant

Through



Ibad ur Rehman

Advocate High Court

Dated: 03.04.2024

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL,
PESHAWAR

Service Appeal No. _____/2024

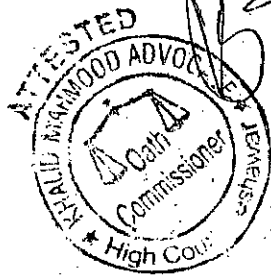
Nasrullah Khan. **APPELLANT**

VERSUS

Higher Education Department & others. . . . **RESPONDENTS**

AFFIDAVIT

I, Nasrullah Khan S/o Abdullah Khan R/o P.O Tarnab, Cheena, Dagi Ghulam Qadar, Tehsil & District Charsadda, presently House No.13, University Town, Peshawar, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



[Handwritten Signature]

DEPONENT

class A (7)

Roll No. 26185

Serial No. 495774

Board of Intermediate and Secondary Education
Peshawar
Khyber Pakhtunkhwa Pakistan



Secondary School Certificate Examination

SESSION 1981 - ANNUAL

(SCIENCE GROUP)

Certified that Nasrullah Son/Daughter of Abdullah
Student of Islamia Collegiate School Peshawar University

Has qualified for award of Secondary School Certificate in the Examination held on April, 1981

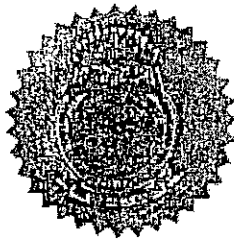
as a Regular student and obtained 428 marks out of 850 and has been placed in Grade C

Representing Good The Candidate passed in the following subjects

- | | |
|---------------------|--------------------|
| 1 English | 2 Urdu |
| 3 Islamiyat (Group) | 4 Pakistan Studies |
| 5 xxxxxxxxxxxx | 6 Physics |
| 7 Chemistry | 8 Biology |

His/Her date of birth according to admission form is April 01, 1965

In Words (First April One Thousand Nine Hundred Sixty-Five)



[Signature]
Asstt. Secretary

[Signature]
Secretary

Printed & Issued October 12, 1962 at Peshawar
The Controller of Publications, Peshawar

Shir B. (B)



AB42775783

FAMILY REGISTRATION CERTIFICATE

Applicant Name: Nasrullah Khan Family Members: 9
Citizen Number: 3740594703351
Document Number: AB42775783

It is to certify that the family comprising of the following members is registered in NADRA with the particulars mentioned below as per the information provided.



Name: Gulzar Begum
Identity No: 37405-0340799-4
Date of Birth: 1940
Father Name: Meta Khan
Mother Name: Muhabbata
Relation With Applicant: Mother

پورانم: گلزار بیگم
والدہ کا نام: میراٹھان (مخوم)
والدہ کا نام: بیگم



Name: Hameed Ullah Khan
Identity No: 37405-0189226-7
Date of Birth: 1961
Father Name: Abdullah Khan
Mother Name: Gulzar Begum
Relation With Applicant: Brother

پورانم: حمید اللہ خان
والدہ کا نام: عبداللہ خان (مخوم)
والدہ کا نام: گلزار بیگم



Name: Fard Ullah Khan
Identity No: 37101-7276011-9
Date of Birth: 10-09-1962
Father Name: Abdullah Khan
Mother Name: Gulzar Begum
Relation With Applicant: Brother

پورانم: فرد اللہ خان
والدہ کا نام: عبداللہ خان
والدہ کا نام: گلزار بیگم



Name: Shaker Ullah
Identity No: 37405-0192484-5
Date of Birth: 10-10-1964
Father Name: Abdullah Khan
Mother Name: Gulzar Begum
Relation With Applicant: Brother

پورانم: شاکر اللہ
والدہ کا نام: حاجی عبداللہ خان
والدہ کا نام: گلزار بیگم



Name: Nasrullah Khan
Identity No: 37405-9470335-1
Date of Birth: 01/04 1965
Father Name: Abdullah Khan
Mother Name: Gulzar Begum
Relation With Applicant: Self

پورانم: نصر اللہ خان
والدہ کا نام: عبداللہ خان
والدہ کا نام: گلزار بیگم



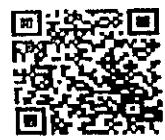
Name: Wajid Ali
Identity No: 37405-0189238-5
Date of Birth: 01-12-1968
Father Name: Abdullah Khan
Mother Name: Gulzar Begum
Relation With Applicant: Brother

پورانم: واجد علی
والدہ کا نام: عبداللہ خان
والدہ کا نام: گلزار بیگم

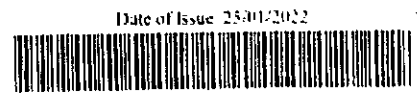
Note:
1. The above mentioned family members are linked in NADRA database
2. There could be other family members that may be registered but not linked to this family in NADRA database

(Signature)

REGISTRAR GENERAL OF PAKISTAN



This certificate can be verified at <https://nd.nadra.gov.pk/eid>



Date of Issue: 25/01/2022

3740594703351

9



AB42775783



Name: Inowal Ali Khan
Identity No: 17101-02095-1-1
Date of Birth: 04-07-1975
Father Name: Abdulllah Khan
Mother Name: Gulzar Begum
Relation With Applicant: Brother

پروانہ نام: *فواد علی خان*
والد کا نام: *عبد اللہ خان*
والدہ کا نام: *گزار بیگم*



Name: Atta Ullah Khan
Identity No: 37405-0293444-1
Date of Birth: 06-09-1976
Father Name: Abdulllah Khan
Mother Name: Gulzar Begum
Relation With Applicant: Brother

پروانہ نام: *عطاء اللہ خان*
والد کا نام: *عبد اللہ خان*
والدہ کا نام: *گزار بیگم*



Name: Saifur Alam Khan
Identity No: 17101-0209256-1
Date of Birth: 04-02-1980
Father Name: Abdulllah Khan
Mother Name: Gulzar Begum
Relation With Applicant: Brother

پروانہ نام: *سرفراز عالم خان*
والد کا نام: *عبد اللہ خان*
والدہ کا نام: *گزار بیگم*

Note:

- 1. The above mentioned family members are linked in NADRA database
- 2. There could be other family members that may be registered but not linked to this family in NADRA database



This certificate can be verified at <https://id.nadra.gov.pk/o/id/>

K. Tanzeem-ud-Din

REGISTRAR GENERAL OF PAKISTAN

Date of Issue: 23/01/2022



3740594703351

Session Court Peshawar
(Punjab)

16 FEB 2011

ARRESTED

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11			

12			
11			
10			
9	95/55	4	M.A.
8	25/80	1	M.M.
7	20/32	1	
6	88/3	4	M.R. M. M. M.
5	23/9	2	M.S.
4	11/15	8	M.S.
3	2/15	5	M.S.
2	8/18	2	M.S.
1	11	1	M.S.

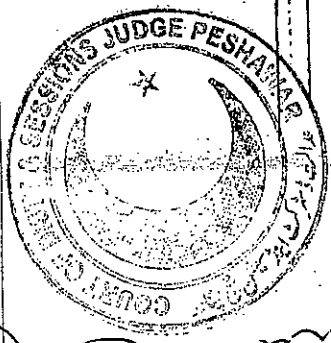
تاریخ	مقام	مقرر	مقرر کا نام
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1/6/55	14/11/82	13/1/81	95
تاریخ	تاریخ	تاریخ	تاریخ

مقررہ XI-2 کے تحت قلمی طور پر جاری کیا گیا

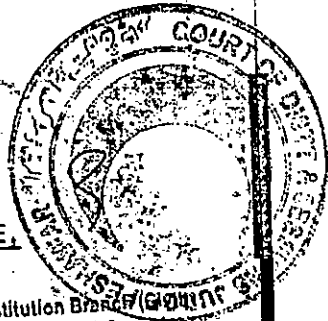
(مقرر کے نام)

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11



**BEFORE THE COURT OF SENIOR CIVIL JUDGE,
PESHAWAR**

Institution Branch
New Judicial Complex
Peshawar

Nasrullah Khan S/o Abdullah Khan R/o P.O. Tarnab,
Cheena, Dagi Ghulam Qadar, Tehsil & District
Charsadda, presently House No.13, University Town,
Peshawar. PLAINTIFF

VERSUS

Or
Nasrullah Khan
SCJ, Pesh

14 NOV 2022

1. National Database & Registration Authority (NADRA)
Phase-V, Hayatabad, Peshawar.
2. Board of Intermediate & Secondary Education,
Peshawar through its Secretary
3. Higher Education Department, Govt. of Khyber
Pakhtunkhwa through Secretary Higher Education,
Peshawar. DEFENDANTS

SUIT FOR:

A. Declaration to the effect that the correct and actual date of birth of the plaintiff is 01.10.1965 and name of the plaintiff is Nasrullah Khan, while the same has been recorded/mentioned as 01.04.1965 in the CNIC, Secondary School Certificate/DMC and record of defendants respectively, which is wrong, illegal and against the facts, thus ineffective upon the rights of the plaintiff and defendants are bound to

ATTESTED

16 FEB 2022

(Examiner)
Session Court Peshawar

12

10

make correction in their relevant record relating to the plaintiff's date of birth and name and issue CNIC and Secondary School Certificate, with correct date of birth and name, accordingly.

- B. Permanent and mandatory injunction to the effect that defendants be directed to make necessary correction in their record/correct date of birth and name of the plaintiff and issue CNIC and Secondary School Certificate to the plaintiff with correct date of birth as 01.10.1965 and name as Nasrullah Khan respectively.

Cause of action accrued to the plaintiff a few days ago within the territorial jurisdiction of this Hon'ble Court when the defendant refused to redress the grievance of the plaintiff; therefore, this Hon'ble Court has got jurisdiction to entertain the instant suit.

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14/11

Value for the purpose of Court fee and jurisdiction:
Relief "A" Rs.500/-
Relief "B" Rs.1000/

ATTESTED

16 FEB 2011
(Examiner)
Session Court Peshawar

Respectfully Sheweth:

The plaintiff submits as under:

13

1. That plaintiff is permanent resident of P.O Tarnab, Cheena, Dagi Ghulam Qadar, Tehsil & District Charsadda, presently House No.13, University Town, Peshawar and law abiding citizen of Islamic Republic of Pakistan who born on 01.10.1965.
2. That the correct date of birth and name of the plaintiff is 01.10.1965 and Nasrullah Khan respectively.
3. That the plaintiff has passed his Secondary School Certificate examination from defendant/board, wherein the date of birth and name of the plaintiff have been entered/mentioned as 01.04.1965 and Nasrullah, which is incorrect, wrong, against the facts and is ineffective upon the rights of the plaintiff, thus liable to be corrected. (Copies of CNIC and SSC DMC are attached).
4. That the plaintiff has got his CNIC from defendant No.1, wherein too, the above entries have been made, which is incorrect and ineffective upon the rights of the plaintiff.
5. That there is an unnatural gap of about only 5 months between the plaintiff and his elder brother

ATTESTED

16 FEB 2004

(Examiner)
Session Court Peshawar

14

12

namely Shakerullah, but this fact has also been ignored by the defendants and when the plaintiff contacted office of defendant No.1 for renewal of his CNIC, the plaintiff was warned to get the unnatural gap removed otherwise their CNICs will be blocked.

6. That the defendants were requested to correct the date of birth and name of the plaintiff in their record and issue a revised CNIC and SSC certificate to the plaintiff, but the defendants refused and showed their inability to correct the date of birth and name of the plaintiff without a Court decree, hence the instant suit.

7. That the plaintiff will suffer irreparable loss and will face serious problems and complication in future, if the correction regarding the date of birth and name of the plaintiff in the record maintained by the defendants is not made and CNIC and certificate not issued to the plaintiff with correct date of birth and name.

[Handwritten signature]
14/11

ATTESTED

16 FEB 2014

(Examined)
Session Court Peshawar

8. That there is no legal bar in correction of date of birth of the plaintiff in the record maintained by the defendant, instead, it is according to law and the principle of nature, natural justice and equity.

9. That the refusal of the defendant to correct the date of birth and name of the plaintiff is illegal, unjust, against the law and facts, hence ineffective upon the rights of the plaintiff.

10. That cause of action and value for the purpose of Court fee and jurisdiction has already been mentioned in the heading of the plaint and this Hon'ble Court has got jurisdiction to entertain the present suit.

It is, therefore, most humbly prayed that the decree as prayed for in the heading of the instant suit may kindly be passed in favour of the plaintiff against the defendant.

Through Plaintiff

Muhammad Ayaz Khan
Advocate High Court

VERIFICATION:

It is verified on oath that the contents of the **Plaint** are true and correct to the best of my knowledge and belief and nothing has been kept concealed from this Hon'ble Court.

DEPONENT

ATTESTED

16 FEB 2022

(Examiner) M
Session Court Peshawar

P. Ayaz Khan
14/4

13

16

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Order.13
13.09.2023

Parties through counsel present.

This order pertains to the disposal of an application filed by petitioner/defendant No.1 for the rejection of plaint under O-7 R-11 of CPC.

Facts in brief leading to the background of the application in hand are that plaintiff/respondent instituted a suit for declaration to the effect that correct date of birth of plaintiff is 01/10/1965 and name is Nasrullah Khan while the same were inadvertently mentioned in the record of defendants as 01/04/1965 and Nasrullah. That due to wrong date of birth in the record of defendants, unnatural age gap of 5 months is created between the plaintiff and his elder brother, hence, the present suit. Plaintiff has further sought relief for permanent and mandatory injunction that defendants be directed to make necessary correction in their record regarding the date of birth and name of plaintiff, hence the present suit.

On legal intimation defendant No.1 appeared before court and moved the application under O-7 R-11 whereby defendant No.1 requested for the rejection of plaint on the ground that plaintiff is government servant and according to Article 212 of constitution of Islamic Republic of Pakistan the constitution ousts the jurisdiction of High Courts and Civil courts in respect of the matters pertaining to terms and conditions of civil servants thus this court has got no jurisdiction to entertain the present suit. That plaintiff applied for CNIC in the year 2002 and entered his name as Nasrullah Khan and date of birth as 01/04/1964 and obtained SCNIC in the year 2022 on the basis of payslip with the same particulars from NRC PHQ Peshawar and made modification in his SCNIC in the year 2022 from NRC PHQ Peshawar that has been correctly recorded in his CNIC. That plaintiff himself marked thumb impression/signature and attested the form all these particulars has been entered in his CNIC/SCNIC.

Nasir Ullah

ATTESTED
16 FEB 2024
(Examiner)
Session Court Peshawar

(17)

Nasar Ullah Vs NADRA
599/J

That according to policy of NADRA/defendant No.1 if the applicant submit affidavit alongwith payslip/SSC certificates of his and siblings with whom comes the unnatural difference the SCNIC can be process without changing date of birth, hence requested for rejection of plaint.

Reply submitted and arguments heard. Record was perused.

Perusal of record reveals that plaintiff is seeking declaration alongwith permanent and mandatory injunctions that that correct date of birth of plaintiff is 01/10/1965 and name is Nasrullah Khan while the same were inadvertently mentioned in the record of defendants as 01/04/1965 and Nasrullah which needs to be corrected in the record of defendants. Defendants on other hand held that plaintiff is government servant and this court has got no jurisdiction to entertain the present suit according to Article 212 of constitution of Islamic Republic of Pakistan. it is held in superior courts and declared in number of judgments that in all matters relating to the terms and conditions of person who are in service of Pakistan. Thus as the provincial Government had established service tribunal to exercise exclusive jurisdiction in respect of matters relating to terms and conditions of civil servants. Therefore, the civil courts shall have no jurisdiction in the light of Article 212 of the constitution. Reliance placed on (2017 PLC (C.S) 1413 Peshawar and 1998 PLC (C.S) 415 Karachi High Court.

Hence, in view of above mentioned facts and circumstances, the application for rejection of plaint is accepted and the suit in hand is hereby rejected under Order 7 Rule 11 CPC.

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

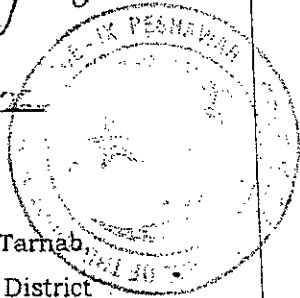
Announced:
13.09.2023

ATTESTED
16 FEB 24
(Examined)
Session Court Peshawar

M. Fiaz Shah
Civil Judge-IX
Peshawar

No.	9809
Date of filing	16/02/24
Name of applicant	Ullah
Word	08
Name of Opponent	
Preparation	16/02/24
	16/02/24

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Nasrullah Khan S/o Abdullah Khan R/o P.O Tarnab, Cheena, Dagi Ghulam Qadar, Tehsil & District Charsadda, presently House No.13, University Town, Peshawar. PLAINTIFF

VERSUS

1. National Database & Registration Authority (NADRA) Phase-V, Hayatabad, Peshawar.
2. Board of Intermediate & Secondary Education, Peshawar through its Secretary
3. Higher Education Department, Govt. of Khyber Pakhtunkhwa through Secretary Higher Education, Peshawar. DEFENDANTS

SUIT FOR:

A. Declaration to the effect that the correct and actual date of birth of the plaintiff is 01.10.1965 and name of the plaintiff is Nasrullah Khan, while the same has been recorded/mentioned as 01.04.1965 in the CNIC, Secondary School Certificate/DMC and record of defendants respectively, which is wrong, illegal and against the facts, thus ineffective upon the rights of the plaintiff and defendants are bound to

ATTESTED

16 FEB 2022

Seal and signature area for the attesting officer.

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19

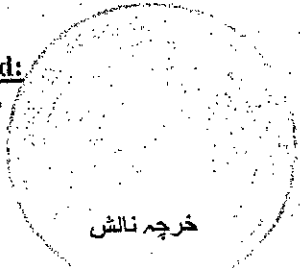
IN THE COURT OF MARIA SHAH CJ-IX, PESHAWAR

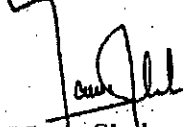
ORDER
13.09.2023

Parties through counsel present.

Vide my order of today the application for rejection of plaint is accepted and the suit in hand is hereby rejected under Order 7 Rule 11 CPC.

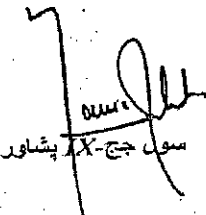
Announced:
13.09.2023



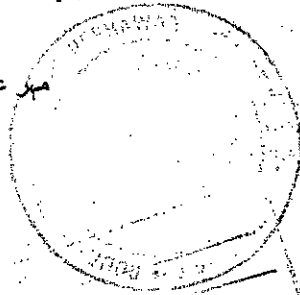

Maria Shah,
Civil Judge IX,
Peshawar

پیسے	روپے	منجانب مدعا علیہ	منجانب مدعی	پیسے	روپے
			سٹامپ عرض دعویٰ		
			سٹامپ کورٹ فیس		
			وکالت نامے		
			خرچہ گواہان		
			خرچہ متفرق		
					میزان

آج مورخہ _____ کو بٹ دستخط میرے اور مہر عدالت سے جاری کیا گیا.


سول جج - IX - پشاور

مہر عدالت



ATTESTED

16 FEB 2024

(Examiner)
Session Court Peshawar

Notary Seal
Date of Preparation
Date of Delivery
Fee
Signature of Notary
Date of Preparation
Date of Delivery

Handwritten signature and a circled number '20'.

To

The Secretary,
Higher Education Department,
Govt. of Khyber Pakhtunkhwa,
Peshawar.

Subject: APPEAL / REPRESENTATION FOR CORRECTION OF DATE OF BIRTH DUE TO UN-NATURAL GAP.

Respected Sir,

The appellant humbly submits as under:-

1. That I am performing my duties as Professor under your kind control and presently am on deputation as Chairman, Board of Intermediate & Secondary Education, Peshawar.
2. That my correct name and date of birth is Nasrullah Khan and 01.10.1965, respectively.
3. That I have passed my Secondary School Certificate examination from respondent/board, wherein my name and date of birth have been entered/ mentioned as Nasrullah and 01.04.1965, respectively, which is incorrect, wrong, against the facts and is ineffective upon my rights, thus liable to be corrected. (Copies of CNIC and SSC DMC are attached).
4. That I have got my CNIC from NADRA, wherein too, the above entries have been made, which is incorrect and ineffective upon my rights.
5. That I contacted the NADRA authorities for renewal of my CNIC, wherein it was revealed that there is an unnatural gap of about only 5 months between me and my elder brother namely Shakirullah and warned to get the unnatural gap removed, otherwise, our CNICs will be blocked.

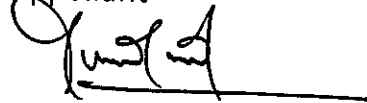
6. That I filed a suit before the Senior Civil Judge, Peshawar for the above said correction, but the same was rejected, on the ground of jurisdiction, vide order dated 13.09.2023. (Copy attached).
7. That now the instant appeal/representation before your good-self.
8. That I will suffer irreparable loss and will face serious problems and complication, if the correction regarding my name and date of birth is not made, as the appellant has apprehension that his CNIC would be blocked.
9. That there is no legal bar in correction of my name and date of birth instead, it is in accordance with the principle of nature, natural justice and equity.

It is, therefore, most humbly prayed that on acceptance of the instant appeal/representation, orders regarding the correction of my name and date of birth may please be issued.

I hope that your considerations will be in my favour.

Dated: 07.03.2024

Appellant



Nasrullah Khan


S/o Abdullah Khan

R/o P.O Tarnab, Cheena, Dagi

Ghulam Qadar, Tehsil & District

Charsadda, presently House No.13,

University Town, Peshawar.



ATTESTED



GOVERNMENT OF KHYBER PAKHTUNKHWA
HIGHER EDUCATION, ARCHIVES &
LIBRARIES DEPARTMENT

22

No.SO(C-I)/HED/1-35/Nasrullah Prof:

Dated 21/03/2024

To,

Mr. Nasrullah S/O Abdullah Khan,
Chairman Board of Intermediate & Secondary Education,
Peshawar.

Subject: APPEAL/REPRESENTATION FOR CONRRECTION OF DATE OF BIRTH DUE TO UN-NATURAL GAP.

I am directed to refer your application No.Nil dated 07/03/2024 on the subject noted above and to state that this department has no jurisdiction to entertain such cases. Therefore, you are hereby adviced to take up the case with proper forum at your own level please.

SECTION OFFICER (COLLEGE-I)

Copy forwarded for information to:

1. Director, Higher Education, Khyber Pakhtunkhwa.
2. PS to Secretary, Higher Education Department.
3. Master file.

SECTION OFFICER (COLLEGES-I)

Handwritten signature and notes at the top left.

Handwritten text: *تاریخ: ۱۳۹۵/۰۵/۰۵*

Main body of handwritten text, likely a letter or report, discussing various matters.

Handwritten text at the bottom of the main body: *مقدمه: ...*

Handwritten text on the left margin: *توسعه و اصلاحات*

بازرسی	
نام:	
تاریخ:	
موضوع:	
محل:	
دولت:	
مخبر: <i>استاد</i>	

Handwritten text below the form: *توسعه و اصلاحات*

شماره پرونده: ۵۳۵۵۵۹۲۸ تاریخ: ۱۵-۷۴۶۵ موضوع: <i>توسعه و اصلاحات</i>	شماره پرونده: ۴۶۵۰۲

Handwritten number in a circle: *۵۳*