

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
IInd Appeal No. -30 of 2017

Date: Order with signature of Judge

1. For orders on office objection
2. For orders on MA No.2067/17
3. For hearing of main case

21.11.2017

Dr. Shahnawaz Memon for appellant
Mr. Abrar Hassan for respondent
.X.X.X.X.

This apparently seems to be a case where maternal uncle gave his name as being father of the appellant as the appellant's mother was divorced long time back. In order to have record correct with reference to father's name, the appellant filed a suit which was dismissed, followed by an appeal and now this second appeal. Although there are concurrent findings of two Courts below but it seems that the appellant is facing hardship in respect of his credential/educational transcript where name of his father is shown as "Mansoor Usmani" instead of "Abu Bakar".

Mr. Abrar Hassan learned Counsel for the respondent though has objected to the maintainability of this application in terms of Section 102 CPC as the value of the relief of the subject lis does not exceed Rs.250,000/- yet he is of the view that if appropriate application before the authority be filed by the appellant that will be considered strictly in accordance with law.

I have perused the provisions of Section 102 CPC. In view of the relief as claimed is of Rs.48,000/- and apparently no second appeal would lie. Therefore, this second appeal is converted into revision application and is disposed of with directions that the applicant may apply for the change of his father's name by

moving an application in accordance with requirements of the Board of Secondary Education, Karachi and Board of Intermediate Education, Karachi and an order in accordance with law shall be passed by the authority on the application of applicant within two months from the date of receipt of such application.

All the pending applications are also disposed of.

Judge