

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI

PRESENT:

Mr. Justice Aqeel Ahmed Abbasi, CJ

Mr. Justice Abdul Mobeen Lakho, J

C.P. No.D-6178 of 2023

Date

Order with signature of Judge

FRESH CASE:

1. For order on CMA No.28880/2023 (Urgent).
2. For order on CMA No.28881/2023 (Exemption).
3. For hearing of main case.

Dated; 10th January 2024

Mr. Muhammad Riaz alongwith Mr. Ali Muhammad Lasi,
Advocate for Petitioner.

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1. Urgency granted.
2. Exemption granted subject to all just exceptions.
3. After hearing the learned counsel for the petitioner at some length and while confronted as to maintainability of instant petition in view of the fact that petitioner is seeking amendment/correction of date of birth as mentioned in the Matriculation Certificate issued by the Board of Secondary Education, Karachi (BSEK) dated 01.12.2018 in respect of the petitioner, wherein, according to learned counsel for the petitioner, his date of birth has been wrongly mentioned as 09.02.1996 instead of correct date of birth as mentioned in his CNIC i.e. 09.02.2000, which correction can be sought either by approaching the Board of Secondary Education Karachi by presenting relevant documents, including birth certificate, B-Form, etc. or filing a suit seeking declaration to this effect, whereas, there is no declaration sought with regard to the correction in his date of birth made in Birth Registration Certificate issued by NADRA. Learned counsel for the petitioner submits that petitioner will not press instant petition and will

first approach the Board of Secondary Education Karachi by producing relevant requisite document(s) to establish his correct date of birth, however, requests that directions may be issued to the respondent to consider such request of petitioner in accordance with law.

Accordingly, instant Constitutional Petition stands dismissed as not pressed. However, petitioner will be at liberty to approach respondent seeking correction of his date of birth in the Matriculation Certificate by producing relevant requisite documents, which request of the petitioner shall be considered by the respondent in accordance with law. It is, however, clarified that in case of any further grievance, petitioner may be at liberty to seek declaration with regard to his correct date of birth by approaching the competent Court of civil jurisdiction.

CHIEF JUSTICE

JUDGE

Farhan/PS
