

**ORDER SHEET**

THE HIGH COURT OF SINDH AT KARACHI

**C.P. No.D-5226 of 2020**

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Date Order with Signature(s) of Judge(s)

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**Present**

**Mr. Justice Muhammad Ali Mazhar.**

**Mr. Justice Amjad Ali Sahito.**

Javed Iqbal Khan. . . . . Petitioner

Versus

The Government of Sindh

Karachi and others . . . . . Respondents

**17.03.2021**

Mr. Qaim Ali Memon, Advocate for the Petitioner  
Petitioner is present in person.  
Mr. Masroor Ahmed Alvi, Advocate for Respondent No.3  
Mr. Sheharyar Mehar, Assistant Advocate General

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**Muhammad Ali Mazhar, J.** Basically the case of the petitioner is that his date of birth is correctly mentioned in old and new CNIC, Birth Registration Certificate issued by KMC and Certificate of Domicile. In all these documents his date of birth is 22.08.1963 but in School Leaving Certificate, his date of birth is mentioned as 18.01.1963 which according to him a wrong date. Learned counsel for the petitioner argued that the petitioner's employer General Tyre has recorded the date of birth mentioned in the School Leaving Certificate and the date mentioned in the Birth Certificate and Domicile has been ignored. No writ can be issued against General Tyre which is a private establishment and even it is not party to this petition. So far as the directions to School Head Master to change the date of birth in the School Leaving Certificate issued in the year 1982 is concerned, some

evidence is required to be led. The factual dispute can not be resolved here as to who was responsible to mention or record wrong date in the School Leaving Certificate. Learned counsel for the petitioner submits that appropriate civil proceedings will be initiated by arraying General Tyre in suit. So far as the counsel for Secondary Board Education is concerned, he has clearly stated that the petitioner never qualified matriculation examination which the petitioner himself admits that he appeared in examination but could not succeed therefore no directions can be issued to Secondary Board Education for any correction in their record. The petition is disposed of accordingly.

JUDGE

JUDGE

Kamran/PA

