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Order-03  
16.03.2023

Special attorney for petitioners along with counsel present.

Publication received. Court fee submitted. Petitioner No. 1 submitted special power of attorney on behalf of petitioner No. 02 to No. 04. Evidence of petitioners recorded as PW-01 to PW-03 and closed.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 14.03.2023 general public was asked to submit objections, if any, however, no one appeared before the court, so ex-parte proceedings were conducted.

3. Petitioner No. 01. Syed Ibn E Hassan (Son), 02. Dilawar Khan (Son), 03. Bibi Asmat (Daughter), 04. Binte Asad (Daughter) and 05. Bibi Faiza Jan (Widow) filed the instant application being legal heirs

of the deceased Syed Ahmed Shah who died on 16.06.2022. Syed Ibn Hassan (Special Attorney of petitioners No. 02 to 04) recorded his statement as PW-01, Syed Alam Shah as PW-02 and Syed Iqbal Syed as PW-03. PW-01 submitted his power of attorney as Ex.PW-1/1, copy of his CNIC is Ex. PW-1/2, copy of death certificate of deceased is Ex.PW-1/3, copy of Bank Account statement is Ex. PW-1/4 and copy of FRC is Ex. PW-1/5. Copies of CNICs of PW-02 and PW-03 are Ex. PW-2/1 and Ex. PW-3/1 respectively. All the exhibited documents, publication and report of process server etc are placed on file. Contents of the petition were reproduced and verified by the witnesses.

  
**REHMAT ULLAH WAZIR**  
Senior Civil Judge/JM,  
Orakzai at Baber Mela

4. The available record on file prima facie establishes that petitioners are the legal heirs of deceased Syed Ahmed Shah as there is nothing in rebuttal. Hence, petitioners will inherit the legacy of deceased as per following shares;

S. No	Name of petitioner legal heirs	Major/minor	Date of Majority	Relation with deceased	Share Percentage
1	Syed Ibn E Hassan	Major	N.A	Son	29.16%
2	Dilawar Khan	Major	N.A	Son	29.16%
3	Bibi Asmat	Major	N.A	Daughter	14.58%
4	Binte Asad	Major	N.A	Daughter	14.58%
5	Bibi Faiza Jan	Major	N.A	Widow	12.52%

5. As, there is no other legal heir of deceased and considering the request of the petitioners being genuine this application is allowed along with accrued profit and Succession Certificate is issued in favour of petitioners, subject to surety bond/undertaking to the tune of Rs. 500,000/- with 02 local sureties each in the like amount to the satisfaction of this court. If any legal heir/objector appear in future, the petitioners and the sureties will be responsible for the payment. Parties are left to bear their own cost. Original succession certificate be given to the petitioners subject to surety bonds while copy of the certificate be placed on file.

6. File be consigned to the Record Room after its necessary completion and compilation.

**Announced**  
16.03.2023

  
**(REHMAT ULLAH WAZIR)**  
SCJ/Succession & Guardian Judge,  
Orakzai (Baber Mela)