

Order-04  
08.03.2023

Special attorney for petitioners along with counsel present.


Petitioner's evidence recorded as PW-01 & PW-02 and closed.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 25.02.2023 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. Khoj Mewa (Widow), 02. Mst. Taja (Daughter), 03. Mst. Asma (Daughter), 04. Muhammad Aslam (Son), 05. Muhammad Akram (Minor Son), and 06. Muhammad Rafeeq (Minor Son), filed the instant application. Azeem Khan (attorney) recorded his statement as PW-1 and Fazal Kareem as PW-2. PW-1 submitted his power of attorney as Ex.PW-1/1, copy of death certificate of deceased as Ex.PW-1/2, copy of FRC is Ex. PW-1/3 and Bank Account statement as PW-1/4 and copy of CNIC is Ex.PW-1/5. Copy of CNIC of PW-2 is Ex. PW-2/1. 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.

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

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

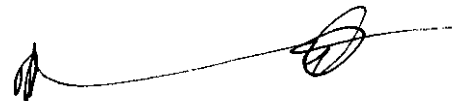
5

S. No	Name of petitioner legal heirs	Major/minor	Date of Majority	Relation with deceased	Share Percentage
1	Mst. Khoj Mewa	Major	N.A	Widow	12.51%
2	Mst. Taja	Major	N.A	Daughter	10.94%
3	Mst. Asma	Major	N.A	Daughter	10.94%
4	Muhammad Aslam	Major	N.A	Son	21.87%
5	Muhammad Akram	Minor	N.A	Son	21.87%
6	Muhammad Rafeeq	Minor	N.A	Son	21.87%

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. 1,800,000/- 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  
08.03.2023



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