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Order-06
29.03.2023

Petitioner No. 03 along with counsel present. He submitted Special power of attorney in favour of remaining petitioners.

Court fee submitted. List of witnesses submitted. Petitioner's evidence recorded as PW-01 to PW-03 and closed.

Arguments heard and record perused.

2. Through publication in daily newspaper "Mashriq" dated; 16.03.2023 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. Zarima (Widow), 02. Muhammad Hussain (Son), 03. Nasar Ullah (Son), 04. Muhammad Anwar (Son), 05. Itraj Bibi (Daughter), 06. Islam Bibi (Daughter) and 07. Sharafa Bibi (Daughter), filed the instant application to the effect that they are legal heirs of the deceased Abdul Khanan. Nasar Ullah (attorney) recorded his statement as PW-1, Muhammad Gul as PW-2 and Gul Zari Shah as PW-3. PW-1 submitted his power of attorney as Ex.PW-1/1, copy of death certificate of deceased as Ex.PW-1/2, copies of Bank Account statements are Ex. PW-1/3 & Ex. PW-1/4 and copy of CNIC is Ex.PW-1/5. Copies of CNICs of PW-2 & PW-3 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 MULLAH 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 Abdul Khanan as there is

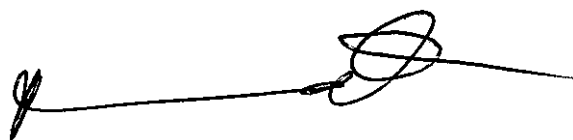
nothing in rebuttal. Hence, petitioners will inherit the legacy of deceased as per following shares;

S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Zarima	Major	Widow	12.51%
2	Muhammad Hassan	Major	Son	15.91%
3	Nasar Ullah	Major	Son	15.91%
4	Muhammad Anwar	Major	Son	15.91%
5	Sajab Khan	Major	Son	15.91%
6	Itraj Bibi	Major	Daughter	7.95%
7	Islam Bibi	Major	Daughter	7.95%
8	Sharafa Bibi	Major	Daughter	7.95%

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.700,000/- 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
29.03.2023


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