

OS

1. Petitioners present through counsel and attorney. Evidence of petitioners present and recorded as PW-1 to PW-3.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 24th July 2020 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. Fareed Khan (Father), 02. Bakht Dunya (mother), 03. Zahida Bibi (Widow) 04. Muhammad Zeeshan (son) 05. Sunbal Bibi (Daughter) 06. Alisha Bibi (Daughter) 07. Afshan Bibi (Daughter) 08. filed the instant application. Fareed Khan (attorney) recorded his statement as PW-1, Malik Ayub Khan as PW-2 and Aziz Ur Rehman as PW-3 testified respectively. PW-1 submitted his power of attorney as Ex.PW-1/1, copy of his CNIC as Ex.PW-1/2, copy of CNIC of Petitioner No. 3 as Ex.PW-1/3, Copy of CNIC of petitioner No.2 as Ex.PW-1/4, Petitioner 4 to 7 Form-B as Ex.PW-1/5, copy of FRC as Ex.PW-1/6, Copy of CNIC of deceased as Ex.PW-1/7, death order copy of deceased issued from DPO Orakzai as Ex.PW-1/8, Death Registration Certificate as Ex.PW-1/9, legal heirs certificate of deceased as Ex.PW-1/10. 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. As, there is nothing in rebuttal, so therefore contention of the petitioners is believed to be correct. Therefore, the 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	Fareed Khan	Major	Father	16.7 %
2	Bakht Dunya	Major	Mother	16.7 %
3	Zahida Bibi	Major	Widow	12.5 %
4	Muhammad Zeeshan	Minor	Son	21.7 %
5	Sunbal Bibi	Minor	Daughter	10.8 %
6	Alishba Bibi	Minor	Daughter	10.8 %
7	Afshan Bibi	Minor	Daughter	10.8 %

FARHANULLAH
Senior Civil Judge
Orakzai at Babel Mela
01-10-2020


06

The share of minors, on S.No.04 to 07 shall be deposited to the official account of Senior Civil Judge.

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. 1,000,000 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 petitioner 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
01/10/2020


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