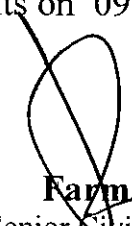


Order-4  
02.10.2020

Petitioner through attorney and his counsel present.

Evidence recorded as PW-1, PW-2 and PW-3 and closed. File be put up for arguments on 09.10.2020.

  
**Farman Ullah**  
Senior Civil Judge, Orakzai  
at Baber Mela


Order -5  
09/10/2020

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; 18<sup>th</sup> Sept, 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. Sefat Khela (Widow), 02. Alimat Khan (Son), 03. Masil Khan (Son) 04. Hameed Ullah (son) 05. Welayat Khela (Daughter) 06. Hassan Khela (Daughter) 07. Anar Khan (Son) 08. Rahmat Ullah (Son) filed the instant application. Masil Khan (attorney) recorded his statement as PW-1, Haliq Noor as PW-2 and Muhammad Rasool as PW-3 testified respectively. PW-1 submitted his power of attorney as Ex.PW-1/1, copy Death Certificate as Ex.PW-1/2, copy of CNIC of Petitioner No. 1(Widow) as Ex.PW-1/3, Copy of CNIC of petitioner No.2 as Ex.PW-1/4, Copy of CNIC of petitioner No. 3 as Ex.PW-1/5, Petitioner 4 Form-B Ex.PW-1/6, copy of CNIC of petitioner No.5 as Ex.PW-1/7, copy of CNIC of petitioner No.6 as Ex.PW-1/8, copy of CNIC of deceased as Ex.PW-1/9. All the exhibited documents,

  
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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 and petitioners and respondents are the legal heirs of the deceased. Therefore, the petitioners will inherit the legacy of deceased as per following shares;

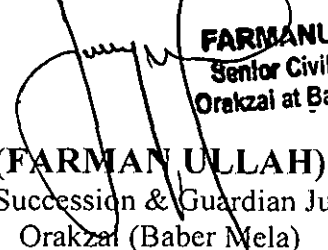
S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage	Share amount
1	Sefat Khela	Major	Widow	12.5 %	Rs. 161,828/-
2	Alimat Khan	Major	Son	14.5 %	Rs. 188,799/-
3	Masil Khan	Major	Son	14.5 %	Rs. 188,799/-
4	Hameed Ullah	Minor	Son	14.5 %	Rs. 188,799/-
5	Welayat Khela	Major	Daughter	7.3 %	Rs. 94,399/-
6	Hassan Khela	Major	Daughter	7.3 %	Rs. 94,399/-
7	Anar Khan	Major	Son	14.5 %	Rs. 188,799/-
8	Rahmat Ullah	Major	Son	14.5 %	Rs. 188,799/-

The share of minors, on S.No.04 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. 1000,000 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  
09/10/2020

  
**FARMANULLAH**  
Senior Civil Judge  
Orakzai at Baber Mela  
**(FARMANULLAH)**  
SCJ/Succession & Guardian Judge,  
Orakzai (Baber Mela)