

1. Petitioners present through clerk of their counsel and attorney.
Record perused.

(7)

2. Through publication in daily newspaper "Ausaf" dated; 5th 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. Mst Masta Meena (widow), 02. Muhammad Umar (Son), 03. Rasool Muhammad (Son) 04. Muhammad Zahoor (Son) 05. Muhammad Sabir (Son) filed the instant application. Muhammad Zahoor (attorney) recorded his statement as PW-1, Naveed Ullah as PW-2 and Muhammad Ayub as PW-3 testified respectively. PW-1 submitted his CNIC as Ex.PW-1/1, Death certificate of deceased as Ex.PW-1/2, service book as Ex.PW-1/3, medical certificate as Ex.PW-1/4, death order as Ex.PW-1/5, family tree as Ex.PW-1/6, CNICs of petitioners as Ex.PW-1/7 to Ex.PW-1/10 CNIC of deceased as Ex.PW-1/11, his power of attorney as Ex.PW-1/12. 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	Mst Masta Meena	Major	Wife	12.5 %
2	Muhammad Umar	Major	Son	21.8 %
3	Rasool Muhammad	Major	Son	21.8 %
4	Muhammad Zahoor	Major	Son	21.8 %
5	Muhammad Sabir	Major	Son	21.8 %

The share of minors, if any 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



FARMANULLAH
Senior Civil Judge
Circuit Bench at Baber Mela
23.10.2020

(3)

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
23/10/2020


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