

Order -8
06/11/2020

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1. Petitioners present through counsel and attorney.

Arguments heard. Record perused.

2. Through publication in daily newspaper "Ausaf" dated; 23rd September 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 Khwaga Meena (Mother), 02. Noor Maina (Sister), 03. Said Meena (Sister) 04. Zulfana Bibi (Sister) 05. Zia Rehman (Brother) 06. Atta Rehman (Brother) filed the instant application. Shehzada Khan (attorney) recorded his statement as PW-1, Waheed Ullah as PW-2 and Dilawar Khan as PW-3 testified respectively. PW-1 submitted his CNIC as Ex.PW-1/1, power of attorney as Ex.PW-1/2, death certificate of deceased as Ex.PW-1/3, CNIC of deceased as Ex.PW-1/4 and death certificate of father of deceased as Ex.PW-1/5. 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 Khwaga Meena	Major	Mother	16.7 %
2	Noor Maina	Major	Sister	11.9 %
3	Said Meena	Major	Sister	11.9 %
4	Zulfana Bibi	Major	Sister	11.9 %
5	Zia Rehman	Major	Brother	23.8 %
6	Atta Rehman	Major	Brother	23.8 %


The share of minors, if any shall be deposited to the official account of Senior Civil Judge.

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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
06/11/2020


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