


Order--04
17/10/2020

Petitioner absent.

⑤


Bar is on strike. Hence, case is adjourned. File be put up for petitioners evidence on 23.10.2020.


(Farman Ullah)
Senior Civil Judge,
Orakzai (at Baber Mela).

Order-5
23/10/2020

Petitioners absent.


Bar is on strike. Hence, case is adjourned. File be put up for evidence of petitioner on 04.11.2020.

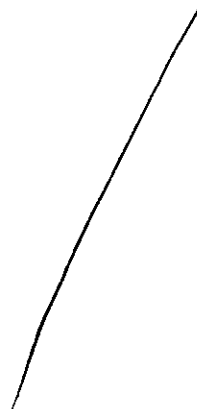

Farman Ullah
Senior Civil Judge, Orakzai
at Baber Mela

Order-6
04/11/2020

Petitioner present through clerk of his counsel.

Bar is on strike. Hence, case is adjourned. File be put up for evidence of petitioners on 14.11.2020.


Farman Ullah
Senior Civil Judge, Orakzai
at Baber Mela



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Order-7
14/11/2020

Petitioner present through attorney.

Bar is on strike. Hence, case is adjourned. File be put up for evidence of petitioners on 20.11.2020.

Farman Ullah
Senior Civil Judge, Orakzai
at Baber Mela


Order -8
20/11/2020

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; 25th 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 Khewa Jana (widow), 02. Isma Bibi (Daughter), 03. Muhammad Wali (Son) filed the instant application. Siraj Uddin (attorney) recorded his statement as PW-1, Ibraheem as PW-2 and Akhunzad Gul 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 deceased as Ex.PW-1/3, death certificate of deceased as Ex.PW-1/4, passport of deceased as Ex.PW-1/5, CNIC of petitioner No.1 as Ex.PW-1/6, birth certificate of petitioner No.2 and 3 as Ex.PW-1/7, MRC of deceased as Ex.PW-1/8, death certificate of parents of deceased as Ex.PW-1/9. All the exhibited documents, publication and report of


20.11.2020
FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela

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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;

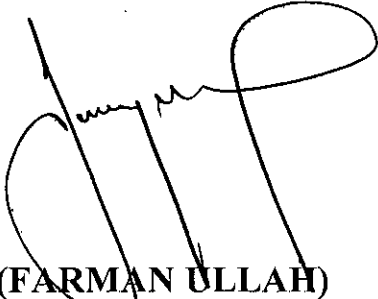
S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Mst Khewa Jana	Major	Widow	12.5 %
2	Mst Isma Bibi	Minor	Daughter	29.2 %
3	Muhammad Wali	Minor	Son	58.3 %

The share of minor, at S.No.03 shall be deposited to the official account of Senior Civil Judge.

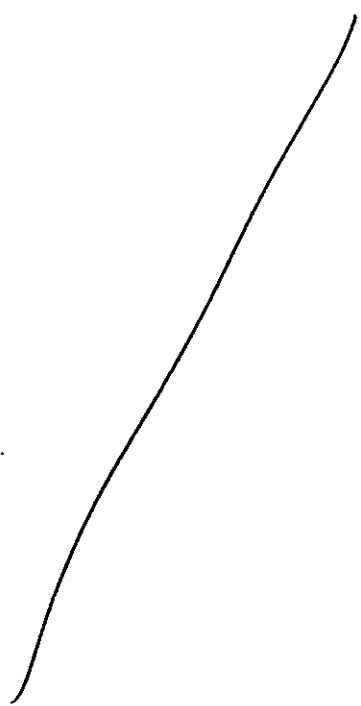
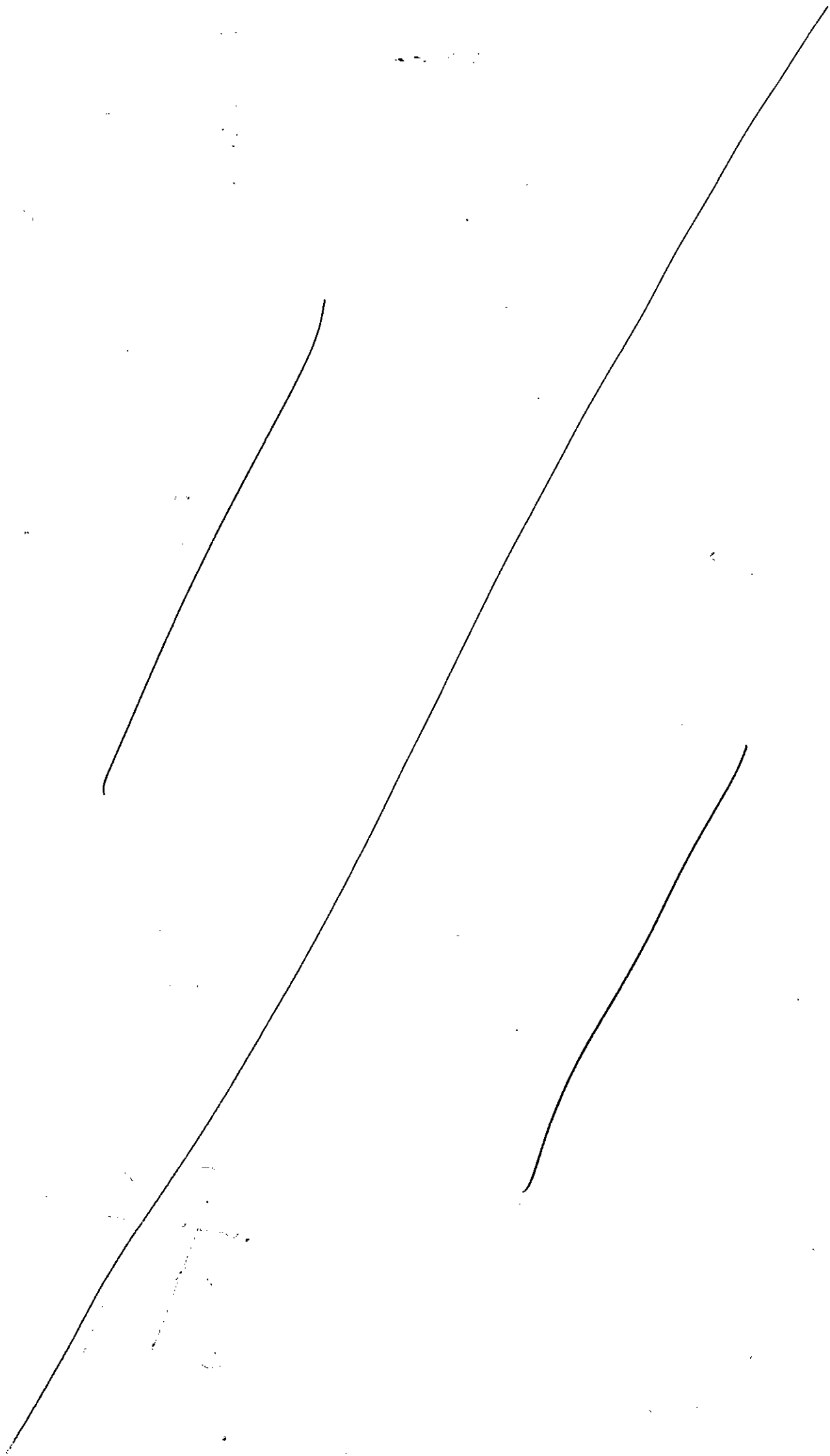
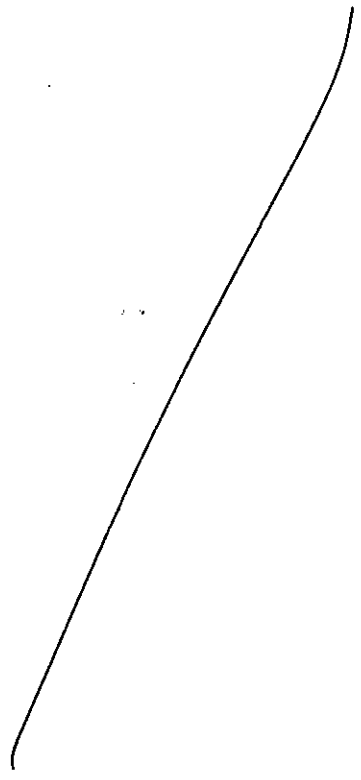
5. As, there is no other legal heir of deceased and considering the request of the petitioners being genuine this application is allowed along with accrued profit and Succession Certificate is issued in favour of petitioners, subject to surety bond/undertaking to the tune of Rs. 1,000,000 with 02 local 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
20/11/2020



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




6

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14/11/2020

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Farman Ullah
Senior Civil Judge, Orakzai
at Baber Mela

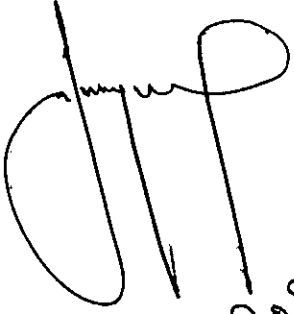
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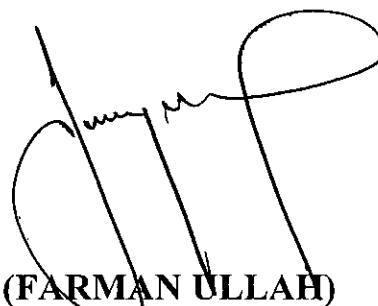
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SCJ/Succession & Guardian Judge,
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