

Note Reader
30/11/2020

The presiding officer is on causal leave.

File be put up for previous proceedings on

12.12.2020.



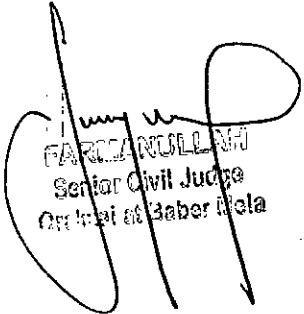
Order -10
12/12/2020

1. Petitioners present through counsel and attorney.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 7th August, 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. Kamil Noor (Husband), 02. Sahil Abbas (Son), 03. Faria Batool (Daughter) 04. Zahra Batool (Daughter) 05. Waheed Abbas (Son) filed the instant application. Kamil Noor (attorney) recorded his statement as PW-1, Ashraf Ali as PW-2 and Ijtehad Ali as PW-3 testified respectively. PW-1 submitted his power of attorney as Ex.PW-1/2, his CNIC as Ex.PW-1/1, death certificate of deceased as Ex.PW-1/3, nikah nama as Ex.PW-1/4, list of legal heirs of the deceased as Ex.PW-1/5 deceased's CNIC as Ex.PW-1/6 copy of life insurance policy as Ex.PW-1/7, pay slip of deceased as Ex.PW-1/8, and form-B of minor petitioners as Ex.PW-1/9. 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.



FARZANA NOOLANI
Senior Civil Judge
Court of Baber Nela

12.12.2020

The available record on file prima facie establishes that petitioners are the legal heirs of deceased Waheeda Bagam as there is

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nothing in rebuttal. Hence, petitioners will inherit the legacy of deceased as per following shares;

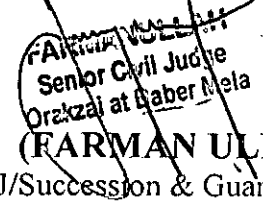
S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Kamil Noor	Major	Husband	25 %
2	Sahil Abbas	Minor	Son	25 %
3	Waheed Abbas	Minor	Son	25 %
4	Faria Batool	Minor	Daughter	12.5 %
5	Zahra Batool	Minor	Daughter	12.5 %

The share of minors, at S.No.2 to 5 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. 500,000 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 petitioners 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
12/12/2020


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