

IN THE COURT OF MUHAMMAD AYAZ KHAN,
SENIOR CIVIL JUDGE, ORAKZAI AT BABER MELA

Order
25/11/2019

Petitioner No.1 Ali Jan as attorney for rest of the petitioners along with counsel present. The petitioners seek succession certificate in respect of legacy of deceased namely Gul Mina, who died on 01/01/2019. Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 22nd October, 2019 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 Ali Jan (Husband), 02. Muhammad Hassan (Son), 03. Atta Ullah Jan (son), 04. Asad Ullah Jan (son), 05. Ismia (Daughter) 06. Shahida Begam (Daughter), 07. Nazima Jan (Daughter), 08. Tajmina (Daughter) filed the instant application. Petitioner No.01 Ali Jan recorded his statement as PW-1, while Sultan Raza as PW-2 and Deedan Ali as PW-5 testified respectively.

PW-1 produced and exhibited copy of his CNIC as Ex. PW-1/1, copy of death certificate of deceased as Ex. PW-1/2, bank statement as Ex. PW-1/4, copy of CNICs of the petitioner No. 2 to 8 as Ex. PW-1/5 to 1/10. 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;

MUHAMMAD AYAZ
Senior Civil Judge,
Orakzai at Hangu

S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Ali Jan	Major	Husband	25%
2	Muhammad Hassan Jan	Major	Son	15%
3	Atta Ullah Jan	Major	Son	15%
4	Asad Ullah Jan	Major	Son	15%
5	Ismia	Major	Daughter	7.5%
6	Shahida Begam	Major	Daughter	7.5%
7	Nazima Jan	Major	Daughter	7.5%
8	Tajmina	Major	Daughter	7.5%

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 with accrued profit and Succession Certificate is issued in favour of petitioners, subject to surety bond/undertaking to the tune of Rs. 200,000 (Two Lac) 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
25/11/2019



(Muhammad Ayaz Khan)
SCJ/Succession & Guardian Judge,
Orakzai (Baber Mela)