

(6)

IN THE COURT OF FARMAN ULLAH
SENIOR CIVIL JUDGE, ORAKZAI AT BABER MELA

Order-4
04/07/2020

1. Petitioners through attorney Abeel Badshah and through counsel present. The petitioners seek succession certificate in respect of legacy of deceased namely Nabeel Badshah, who died on 09/05/2020. Arguments heard and record perused.
2. Through publication in daily newspaper "Ausaf" dated; 18th June, 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 Mahjabeena Bibi (widow), 02. Madeeha Bibi (Daughter), 03. Sameera Bibi (Daughter) 04. Peemar Jana Bibi (Daughter) filed the instant petition. Abeel Badshah (attorney) recorded his statement as PW-1, Mujeebur Rehman as PW-2 and Muhammad Zubair as PW-3 testified respectively. PW-1 submitted CNIC as Ex.PW-1/1, power of attorney as Ex.PW-1/2, death certificate as Ex.PW-1/3, passport of deceased as Ex.PW-1/4, CNIC of deceased as Ex.PW-1/5, CNIC of petitioner No.1 as Ex. Pw-1/6, smart cards of minor petitioners as Ex.PW-1/7 to 1/8, CNIC of mother of deceased as Ex.PW-1/9 and death certificate of father of the deceased as Ex.PW-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

FARMAN ULLAH
Senior Civil Judge
Orakzai at Baber Mela
04.7.20

the legacy of deceased as per following shares;

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S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Mst Peemar Jana Bibi	Major	Mother	17.5 %
2	Mst Mahjabeena Bibi	Major	Widow	12.5 %
3	Mst Madeeha Bibi	Minor	Daughter	35.0 %
4	Mst Sameera Bibi	Minor	Daughter	35.0 %

The share of minors, on S.No.3 and 4 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. 2,000,000 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 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
04/07/2020


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