

7

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

Order-8
02/07/2020

1. Petitioners through attorney Muhammad Yousaf and through counsel present. The petitioners seek succession certificate in respect of legacy of deceased namely Nasar Khan, who died on 13/08/2019. Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 23rd February, 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 Feroza Jan (widow), 02. Yousaf Ali (Son), 03. Hizran Begam (Daughter) 04. Maireen Begam (Father) 05. Atif Ali and 06. Anam Naaz filed the instant petition. Muhammad Yousaf (attorney) recorded his statement as PW-1, Asal Khan as PW-2 and Zahir Khan as PW-3 testified respectively. PW-1 submitted power of attorney as Ex.PW-1/1, death certificate of deceased as Ex.PW-1/2, CNIC of petitioner No.1 as Ex.PW-1/3, CNIC of petitioner No.3 as Ex.PW-1/4, Form-B of minor petitioners as Ex.PW-1/5, Service record of deceased as Ex. Pw-1/6 and Salary slip of deceased as Ex.PW-1/7. 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

FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela

02-7-2020

8

the legacy of deceased as per following shares;

S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Mst Feroza Jan	Major	Widow	12.5 %
2	Muhammad Yousaf	Minor	Son	25 %
3	Atif Ali	Minor	Son	25 %
4	Hizran Begam	Major	Daughter	12.5 %
5	Mareen Taj	Major	Daughter	12.5 %
6	Anam Naaz	Minor	Daughter	12.5 %

The share of minors, on S.No.2,3 and 6 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
02/07/2020

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