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Order -6
04/01/2021

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; 04 Dec, 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. Bibi Safia (Widow) 02. Gul Zadin (Father), 03. Rasool Bibi (Mother), 04. Somia (Daughter) 05. Razia (daughter) 06. Javeria (daughter) 07. Sadaf (daughter). Muhammad Jahanzaib (attorney) recorded his statement as PW-1, Zameen Khan as PW-2 and Haji Rehman as PW-3 testified respectively. PW-1 submitted his CNIC of as Ex-PW1/1, his power of attorney as Ex.PW-1/2, Copy of Death Certificate of the deceased as Ex.PW-1/3, Copy of Embalming Certificate as Ex.PW-1/4, letter issued from Ministry of Justice Arab Emirate as Ex.PW-1/5, Certificate from Pakistan Consulate as Ex.PW1/6, Aeroplan ticket as Ex-PW.1/7, Passport Ex.PW-1/8, Visa of Deceased Ex.PW-1/9, Copy CNIC of Deceased as Ex.PW-1/10, Copy of CNIC of father of Deceased as Ex.PW-1/11, CNIC of deceased's mother as Ex.PW1/12, CNIC of deceased's widow as Ex.PW-1/13 and List of Minors as Ex.PW-1/14. 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;


FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela
04.01.21

S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Bibi Safia	Major	Widow	11.1 %
2	Gul Zadin	Major	Father	14.8 %
3	Rasool Bibi	Major	Mother	14.8 %
4	Somia	Minor	Daughter	14.82 %
5	Razia	Minor	Daughter	14.82 %
6	Javeria	Minor	Daughter	14.82 %
7	Sadaf	Minor	Daughter	14.82 %

The share of minors at Serial No. 4 to 7 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. 2000,000 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
04/01/2021

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