

①
Order -9
09/01/2021

1. Petitioners present through counsel and attorney.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 20 Nov, 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. Mewa Jana (Widow), 02. Akhtar Bibi (Daughter), 03. Zahir U Din (Grandson) filed the instant application. Zahir u Din recorded his statement as PW-1, Yasin Khan as PW-2 and Muhammad Umair as PW-3 testified respectively. PW-1 produced his CNIC 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. 2 as Ex.PW-1/4, FRC as Ex-PW-1/5 and Bank Statement as Ex-PW-1/6. 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;

S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Mewa Jana	Major	Widow	12.5 %
2	Akhtar Bibi	Major	Daughter	50 %
3	Zahir u Din	Major	Grandson	37.5 %

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 with 02 local sureties each in the like amount to the satisfaction of this

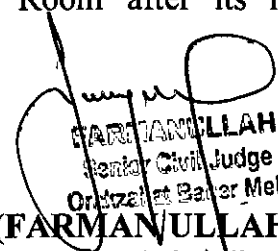

FARMANULLAH
Senior Civil Judge
Orakzai at Bahar Mela
09.01.2021

8

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
09/01/2021


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