

1. Petitioners present through counsel and attorney.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 02 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. Khayal Marjan (2nd Widow), 02. Tarkh Mewa (1st Widow) 03. Naseer Ullah (Son) 04. Shahid Ullah (Son) 05. Umar Ahmed (Son) 06. Umar Farooq (Son) 07. Shabina Bibi (daughter) 08. Zainab Bibi (daughter) 09. Fozia Bibi (daughter) filed the instant application. Kamran Ullah (attorney) recorded his statement as PW-1, Irfan Ullah as PW-2 and Wajid Ullah as PW-3 testified respectively. PW-1 submitted his power of attorney as Ex.PW-1/1, his CNIC as Ex.PW-1/2, Death Certificate of the deceased Ex.PW-1/3, CNIC of Petitioner No.2 and 3 as Ex.PW-1/4 and Ex.PW-1/5, CNICs and Birth Certificates of Petitioner No. 3 to 6 as Ex.PW1/6 to Ex.PW1/9, Birth Certificates of Petitioner No. 7 to 9 as Ex.PW1/10 to Ex.PW1/12, deceased's company concerned documents which consists of 08 pages as Ex.PW1/13. CNIC Copy of deceased as Ex.PW1/14. 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;

S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Khail Mar Jan	Major	2 nd Widow	6.25 %
2	Tarkh Mewa	Major	1 st Widow	6.25 %
3	Naseer Ullah	Minor	Son	15.9 %
4	Shahid Ullah	Major	Son	15.9 %
5	Umar Ahmed	Minor	Son	15.9 %
6	Umar Farooq	Minor	Son	15.9 %
7	Shabina Bibi	Minor	Daughter	7.96 %
8	Zainab Bibi	Minor	Daughter	7.96 %
9	Fozia Bibi	Minor	Daughter	7.96 %

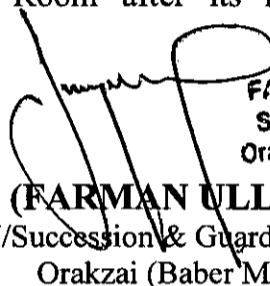
FARMANULLAH
Senior Civil Judge
Orizal at Baber Mela
16-01-2021

The share of minors at S. No 3 and 5 to 9 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 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
16/01/2021


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