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Order--3
18/01/2021

Petitioner No.2 present in person and on behalf of remaining petitioners.

Inquiry report received and placed on file. Publication received but no one present on behalf of public at large. Hence, public at large^{is} proceeded ex-parte. File be put up for ex-parte evidence of the petitioners on 22.01.2021.


Farman Ullah
Senior Civil Judge,
Orakzai at Baber Mela.

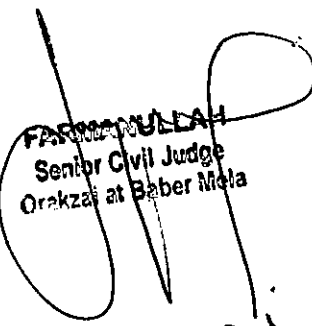
Order -4
22/01/2021

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; 24 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. Masta (Widow), 02. Wasil Khan (Son) 03. Zartaja Bibi (Daughter) 04. Rasmeena Bibi (Daughter) 05. Naseeb Jan (Daughter) 06. Fozia Bibi (Daughter) filed the instant application. Muhammad Rizwan (attorney) recorded his statement as PW-1, Wahid Akbar as PW-2 and Shadeem Khan as PW-3 testified respectively. PW-1 submitted his power of attorney as Ex.PW-1/1, Copy of CNIC as Ex.PW-1/2, CNIC Copies of Petitioners No. 1 to 6 on single page, are Ex.PW-1/3, Copy of Death Certificate as Ex.PW-1/4 and Bank Statement as Ex.PW-1/5. 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.


FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela

22-01-21

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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	Mst Masta	Major	Widow	12.5%
2	Wasil Khan	Major	Son	29.18%
3	Mst Zartaja Bibi	Major	Daughter	14.58%
4	Mst Rasmeena Bibi	Major	Daughter	14.58%
5	Mst Naseeb Jan	Major	Daughter	14.58%
6	Mst Fozia Bibi	Major	Daughter	14.58%

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 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
22/01/2021

~~FARMANULLAH~~
~~SCJ/Succession Judge~~
~~Orakzai (Baber Mela)~~
(FARMAN ULLAH)
SCJ/Succession & Guardian Judge,
Orakzai (Baber Mela)