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

**Order-04**  
27/01/2021

1. Petitioners through attorney Khalid Khan and through counsel present. The petitioners seek succession certificate in respect of legacy of deceased namely Muhamamd Akbar, who died on 28/09/2019. Petitioners evidence recorded and closed.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 14<sup>th</sup> January, 2021 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. Javid Khan (Son), 02. Khalid Khan (Son), 03 Muhamamd Ghalib (Son) and 04. Mst Shah Poora Bibi (daughter) filed the instant application. Khalid Khan (attorney) recorded his statement as PW-1, Khumaan Shah PW-2 and Dilawar Shah as PW-3 testified respectively. PW-1 submitted his power of attorney as Ex.PW-1/1, Copy of his CNIC as Ex.PW-1/2, FRC as Ex.PW-1/3, Death certificate of deceased Muhamamd Akbar as Ex.PW-1/4, pension documents as Ex.PW-1/5 and Death certificate of mother of petitioners 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;

  
**FARMANULLAH**  
Senior Civil Judge  
Orakzai at Baber Mela.  
27-1-21

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(25)


S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Javid Khan	Major	Son	28.57%
2	Khalid Khan	Major	Son	28.57%
3	Muhammad Ghalib	Major	Son	28.57%
4	Mst Shah Poora Bibi	Major	Daughter	14.29%

The share of minors, if any 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. 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 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**  
27/01/2021

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

**FARMANULLAH**  
Senior Civil Judge,  
Orakzai at Baber Mela