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

Order-04
10/02/2021

1. Petitioners through attorney Zaitoon Khan and through counsel present. List of witnesses submitted by petitioners. Ex-parte evidence of the petitioners recorded and closed.

2. The petitioners seek succession certificate in respect of legacy of deceased namely Saif Ul Malook, who died on 09/09/2019.

Arguments heard and record perused.

3. Through publication in daily newspaper "Ausaf" dated; 30th January, 2021 general public was asked to submit objections, if any, however, no one appeared before the court, so ex-parte proceedings were conducted.

4. Petitioner No. 01. Zaitoon Khan (Son), 02. Mst Asma Bibi (Daughter) and 03. Shamrooz Bibi (Widow), filed the instant application. Zaitoon Khan (attorney) recorded his statement as PW-1, Gul Nawaz as PW-2 and Hazrat Ullah as PW-3 testified respectively. PW-1 submitted his CNIC as Ex.PW-1/1, CNIC of Mst Asma Bibi (Petitioner No.2) as Ex. PW-1/2, CNIC of Mst Shamrooz Bibi (Petitioner No.3) as Ex. PW-1/3, CNIC of deceased Saif-ul-Malook as Ex. PW-1/4, FRC as Ex. PW-1/5, Death certificate of deceased Saif Ul Malook as Ex.PW-1/6 and power of attorney as Ex.PW-1/7. 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

10-2-21

5. 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
3	Mst Shamrooz Bibi	Major	Widow	12.5%
1	Zaitoon Khan	Major	Son	58.33%
2	Mst Asma Bibi	Major	Daughter	29.2%

The share of minors, if any shall be deposited to the official account of Senior Civil Judge.

6. 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. 500,000 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.

7. File be consigned to the Record Room after its necessary completion and compilation.

Announced
10/02/2021

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