

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

Order-06
13/02/2021

1. Petitioners present through attorney. Counsel for the petitioners also present. Ex-parte evidence of the petitioners recorded and closed.

2. The petitioners seek succession certificate in respect of legacy of deceased namely Sarwar Hussain, who died on 06/08/2020.

Arguments heard and record perused.

3. Through publication in daily newspaper "Ausaf" dated; 3rd 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. Lal Mena (widow), 02. Murtaza Ali (son) 03. Fanoos Bibi (Daughter) 04. Maryam Bibi (Daughter) filed the instant application. Khalid Muhammad (attorney) recorded his statement as PW-1, Shakeel Hussain as PW-2 and Islam Ali as PW-3 testified respectively. PW-1 submitted his power of attorney as Ex.PW-1/1, deceased's service record as Ex. PW-1/2, death certificate of the deceased as Ex. PW-1/3, CNIC of petitioner No.2 as Ex. PW-1/4, CNIC of petitioner No.3 as Ex. PW-1/5, CNIC of petitioner No.1 as Ex.PW-1/6, CNIC of the deceased as Ex.PW-1/7 and FRC as Ex.PW-1/8. 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.

5. As, there is nothing in rebuttal, so therefore contention of the petitioners is believed to be correct. Therefore, the petitioners will inherit


FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela
13.02.21

the legacy of deceased as per following shares;

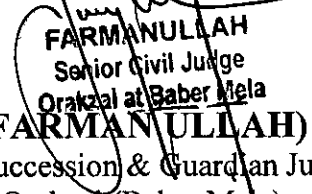
S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Mst Lal Mena	Major	Widow	12.5 %
2	Murtaza Ali	Major	Son	43.8 %
3	Fanoos Bibi	Major	Daughter	21.9 %
4	Maryam Bibi	Major	Daughter	21.9 %

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. 1,000,000 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 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
13/02/2021


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