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

Order-06
23/02/2021

1. Petitioners through attorney Shamad Ali and through counsel present. The petitioners seek succession certificate in respect of legacy of deceased namely Zawar Ali, who died on 26/10/2016. Arguments heard and record perused.
2. Through publication in daily newspaper "Ausaf" dated; 10th 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. Mst Parmina (widow), 02. Shamad Ali (Son), 03. Mst Shazia Hassan (Daughter), 04. Anees Ali (Son), 05. Mst Asma (daughter), 06. Mst Ambreen (Daughter), 07. Mohsin Ali (Son), 08. Ali Hussain (Son) and 09. Ghamin Ali, filed the instant application. Shamad Ali (attorney) recorded his statement as PW-1, Siraj Ali PW-2 and Waqib Khan as PW-3 testified respectively. PW-1 submitted his CNIC as Ex.PW-1/1, power of attorney for Petitioners as Ex,PW-1/2, Death certificate of deceased Zawar Ali as Ex.PW-1/3, CNIC of the petitioner No.2 (Mst Shazia Hassan) as Ex.PW-1/4, CNIC of the petitioner No.1 (Mst Parmina) as Ex.PW-1/5, CNIC of deceased Zawar Ali as Ex.PW-1/6, Form 'B' of the minor petitioners as Ex.PW-1/7, Family Tree as Ex.PW-1/8 and Bank statement as Ex.PW-1/9. 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.


23.2.2021

FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela

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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	Ghamin Ali	Major	Father	16.66%
2	Mst Parmina	Major	Widow	12.50%
3	Shamad Ali	Major	Son	12.88%
4	Anees Ali	Minor	Son	12.88%
5	Mohsin Ali	Minor	Son	12.88%
6	Ali Hussain	Minor	Son	12.88%
7	Mst Shazia Hassan	Major	Daughter	6.44%
8	Mst Asma	Minor	Daughter	6.44%
9	Mst Ambreen	Minor	Daughter	6.44%

The share of minors at S. No. 4,5,6,8 and 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. 300,000 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
23/02/2021



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

FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela