

5

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

Order-06
27/02/2021

1. Petitioners through attorney Syed Ibn Hassan and through counsel present. The petitioners seek succession certificate in respect of legacy of deceased namely Syed Noor Hasssan Gul, who died on 13/06/2020. Arguments heard and record perused.
2. Through publication in daily newspaper "Ausaf" dated; 28th 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 Bibi Sahibzadi Jan (Widow), 02. Syed Ibn Hassan (Son), 03. Syed Sahib Ali Shah (Son), 04. Syed Wajahat Hussain (Son), 05. Mst Bibi Rubab (Daughter) and 06. Mst Bibi Bilal (Daughter) filed the instant application. Syed Ibn Hassan (attorney) recorded his statement as PW-1, Syed Tahir Hussain PW-2 and Syed Khizar Abbas as PW-3 testified respectively. PW-1 submitted Copy of CNIC as Ex.PW-1/1, Power of attorney as Ex,PW-1/2, Copy of CNIC of deceased as Ex.PW-1/3, Copy of service card of deceased as Ex.PW-1/4, Copy of death certificate of deceased as Ex.PW-1/5, Copy of medical certificate of deceased as Ex.PW-1/6. Copy of office order as Ex.PW-1/7, Copy of CNIC of petitioner No.1 (Mst Bibi Sahibzadi Jan) as Ex.PW-1/8, Copy of CNIC of petitioner No.3 (Syed Sahib Ali Shah) as Ex.PW-1/9, Copy of form 'B' of petitioner No.4 (Syed Wajahat Hussain) as Ex.PW-1/10, Copy of CNIC of petitioner No.5 (Mst Bibi Rubab) as Ex.PW-1/11, Copy of CNIC of petitioner No.6 (Mst Bibi Bilal) as Ex.PW-1/12 and

FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela

27-2-21

Copy of Family Tree as Ex.PW-1/13. 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;

S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Mst Bibi Sahibzadi Jan	Major	Widow	12.5 %
2	Syed Ibn Hassan	Major	Son	21.86 %
3	Syed Sahib Ali Shah	Major	Son	21.86 %
4	Syed Wajahat Hussain	Minor	Son	21.86 %
5	Mst Bibi Rubab	Major	Daughter	10.95 %
6	Mst Bibi Bilal	Major	Daughter	10.95 %

The share of minors, at S.No.4 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. 50,000 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
27/02/2021

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