

04

Order -4
05/03/2021

1. Petitioners present through counsel and attorney.

Petitioner's evidence recorded and closed.

Arguments heard and record perused.

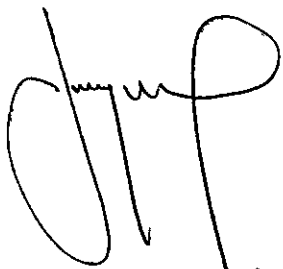
2. Through publication in daily newspaper "Ausaf" dated 20th Feb, 2021 general public was asked to submit objections, if any, however, no one appeared before the court, so ex-parte proceedings were conducted.

3. Petitioner No. 01. Mst Saeed Jahana (Widow), 02. Muhammad Ullah Jan (Father) 03. Mst Sher Namy (Mother) filed the instant application. Muhammad Shabib (attorney) recorded his statement as PW-1, Muhammad Hanif as PW-2 and Shahid Ullah as PW-3 testified respectively. PW-1 submitted his CNIC as Ex.PW1/1, Power of attorney as Ex.PW-1/2, CNIC copy of petitioner No.1 as Ex.PW-1/3, CNIC copy of petitioner No.2 as Ex.PW-1/4, CNIC of Petitioner No.3 as Ex.PW-1/5, CNIC copy of deceased as Ex.PW-1/6, Death certificate of deceased as Ex.PW1/7, Copy of Passport of deceased consisted 05 page as Ex.PW1/8, and Cash Cheque of deceased as Ex.PW1/9. 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.

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	Muhammad Ullah Jan	Major	Father	50%
2	Mst Sher Namy	Major	Mother	25%
3	Mst Saeed Jahana	Major	Widow	25%

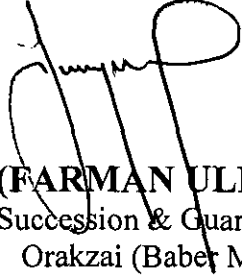
The share of minors if any shall be deposited to the official account of Senior Civil Judge.


05.3.21
ARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela

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. 3,000,000 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 petitioner 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
05/03/2021


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

FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela