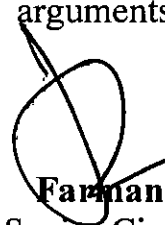


(6)

Order-08
20/03/2021

Petitioner through attorney and counsel.

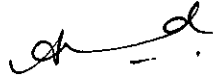
Petitioner evidence recorded and closed. Counsel for the petitioner sought time for arguments. Granted, file be put up for arguments on 30.03.2021.


Farman Ullah
Senior Civil Judge,
Orakzai at Baber Mela

Note Reader
30/03/2021

The presiding officer is on Station leave.

File be put up for previous proceedings on 06.04.2021.



Order -09
06/04/2021

1. Petitioners present through counsel and attorney. Evidence of petitioners present and recorded as PW-1 to PW-3.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 22nd 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 Shamim Akhtar (widow), 02. Sidra Khatoon (Daughter), 03. Nadeem Raza (Son), 04. Fahim Raza (Son), 05. Muhammad Hussain (Son), 06. Simra Batool (Daughter) and 07. Lobia Jan (Mother) filed the instant application. Muhammad Baqir (attorney) recorded his statement

1

as PW-1, Mushtaq Hussain as PW-2 and Taj Ali as PW-3 testified respectively. PW-1 submitted copy of his CNIC as Ex.PW-1/1, his power of attorney as Ex.PW-1/2, passport of deceased as Ex.PW-1/3, death certificate of deceased as Ex.PW-1/4, passport of deceased as Ex.PW-1/5, CNIC copy of deceased as Ex.PW-1/6, CNIC of petitioner No.1 as Ex.PW-1/7, Form-B of petitioners No. 2 to 6 as Ex.PW-1/8, FRC as Ex.PW-1/9, CNIC of petitioner No. 7 as Ex.PW-1/10 and OPF of deceased as Ex.PW-1/11. 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 Shamim Akhtar	Major	Widow	12.5
2	Mst Lobia Jan	Major	Mother	16.67
3	Nadeem Raza	Minor	Son	17.71
4	Fahim Raza	Minor	Son	17.71
5	Muhammad Hussain	Minor	Son	17.71
6	Mst Simra Batool	Minor	Daughter	8.85
7	Mst Sidra Khaton	Minor	Daughter	8.85

The share of minor, at S.No.03 to 07 shall be deposited to the official account of Senior Civil Judge.

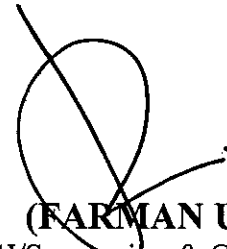
5. As, there is no other legal heir of deceased and considering the request of the petitioners being genuine this application is allowed along with accrued profit and Succession Certificate is issued in favour of petitioners, subject to surety bond/undertaking to the tune of Rs. 1,000,000 with 02 local 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

8

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
06/04/2021



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

FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela