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

Order-05
17/04/2021

1. Petitioner along counsel present.

Respondent No.2 present in person and on behalf of remaining respondents.

Ex-parte arguments heard and record gone through.

The petitioner seeks succession certificate in respect of legacy of deceased namely Adam Khan, who died on 16/10/2020.

2. Through publication in daily newspaper "Ausaf" dated; 2nd April, 2021 general public was asked to submit objections, if any, however, no one appeared before the court, so proceeded ex-parte.

3. Petitioner No. 01. Masood Khan (Son), filed the instant application. Masood Khan recorded his statement as PW-1, Muhammad Rafiq as PW-2 and Momeen Khan as PW-03 testified respectively. PW-1 submitted his CNIC as Ex.PW-1/1, copy of death certificate of deceased as Ex.PW-1/2 and FRC as Ex.PW-1/3, 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. The available record on file prima facie establishes that petitioner and respondents No.2 to 9 are the legal heirs of deceased Adam Khan as there is nothing in rebuttal. Hence, petitioner along with respondents No.2 to 9 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	Masood Khan	Major	Son	18.18%
2	Momin Khan	Major	Son	18.18%
3	Kabala	Major	Daughter	9.09%
4	Paio Khela	Major	Daughter	9.09%
5	Taj Bibi	Major	Daughter	9.09%
6	Aj Bibi	Major	Daughter	9.09%
7	Bibi Khaleda	Major	Daughter	9.09%
8	Shan Bibi	Major	Daughter	9.09%
9	Tajmeena Bibi	Major	Daughter	9.09%

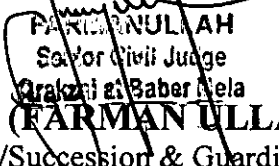
FARMANULLAH
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5. As, there is no other legal heir of deceased and considering the request of the petitioner being genuine this application is allowed along with accrued profit and Succession Certificate is issued in favour of petitioner and respondent No.2 to 9, subject to surety bond/undertaking to the tune of Rs. 1000,000 with 02 local sureties each in the like amount to the satisfaction of this court. If any legal heir/objector appear in future, the petitioner 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
17/04/2021


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