

Order -07  
21/05/2021

1. Petitioner No.5 present in person and as attorney for remaining petitioners.


Counsel for petitioners also present

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; 16<sup>th</sup> April,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; Tareena Bibi (Widow), 02. Asma Bibi (Daughter) 03. Nadia Bibi (Daughter) 04. Amna Bibi (Daughter) 05. Shah Fahad (Son) 06. Faisal Iqbal (Son) 07. Kaleem Ullah (Son) 08. Masti Jana (Mother) filed the instant application. Shah Fahad (attorney) recorded his statement as PW-1, Muhammad Masood Khan as PW-2 and Muhammad Sadiq as PW-3 testified respectively. PW-1 submitted his power of attorney as Ex.PW-1/1, his CNIC as Ex.PW-1/2, Death certificate of deceased as Ex.PW-1/3, copy of CNIC of deceased as Ex.PW-1/4, Service card of deceased as Ex.PW-1/5, copy of Service book of deceased consist 18 pages as Ex.PW-1/6, office order of struck off of deceased as Ex.PW-1/7, CNIC of petitioner No. 1 as Ex.PW-1/8, CNIC of petitioner No. 2 as Ex.PW-1/9, CNIC of petitioner No. 3 as Ex.PW-1/10, CNIC of petitioner No. 4 as Ex.PW-1/11, CNIC of petitioner No. 6 as Ex.PW-1/12, CNIC of petitioner No. 7 as Ex.PW-1/13, family tree as Ex.PW-1/14. All the exhibited documents, publication and report of process server

  
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District of Bahawalpur

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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 Masti Jana	Major	Mother	16.67%
2	Tareena Bibi	Major	Widow	12.5%
3	Shah Fahad	Major	Son	15.74%
4	Faisal Iqbal	Major	Son	15.74%
5	Kaleem Ullah	Major	Son	15.74%
6	Asma Bibi	Major	Daughter	7.87%
7	Nadia Bibi	Minor	Daughter	7.87%
8	Amna Bibi	Major	Daughter	7.87%

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

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. 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 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**  
21/05/2021

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