


**Order-06**  
24/06/2021

Petitioners present through counsel.

Petitioner's evidence recorded as PW-03 and closed.

File be put up for arguments on 01.07.2021.

  
**Farman Ullah**  
Senior Civil Judge,  
Orakzai at Baber Mela.

**Order -07**  
01/07/2021

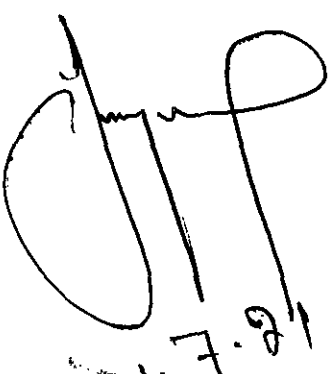
1. Petitioner No.1 present in person and as attorney for remaining plaintiffs.

Petition's Evidence recorded and closed.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 30<sup>th</sup> May, 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. Eik Badshah (Son), 02. Taj Badshah (Son), 03. Sadiqa Bibi (Dauhter) 04. Mumtaz Bibi (Daughter) 05. Ajmira Bibi (Daughter) filed the instant application. Khan Gul recorded his statement as PW-1, Asif Israr as PW-2 and Eik Badshsha ((attorney)) as PW-3 testified respectively. PW-3 submitted his power of attorney as Ex.PW-3/1, CNIC as Ex.PW-3/2, CNIC of petitioner No.2 as Ex.PW-3/3, CNIC of petitioner No.3 as Ex.PW-3/4, CNIC of petitioner No.4 as Ex.PW-3/5, CNIC of petitioner No.5 as Ex.PW-3/6, death certificate of deceased as Ex.PW-3/7, Disability certificate of petitioner No. 1 as Ex.PW-3/8, death certificate of petitioner No.1 as Ex.PW-3/9, CNIC of deceased as Ex.PW-3/10. All the exhibited documents, publication and report of

  
01.7.21  
**FARMANULLAH**  
Senior Civil Judge  
Orakzai at Baber Mela

5

process server etc. are placed on file. Contents of the petition were reproduced and verified by the witnesses.

The available record on file prima facie establishes that petitioners are the legal heirs of deceased Faisal Khan as there is nothing in rebuttal. Hence, petitioners will inherit the legacy of deceased as per following shares;

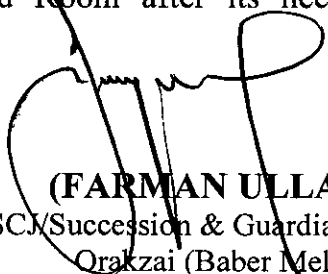
S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Eik Badshah	Major	Son	28.57%
2	Taj Badshah	Major	Son	28.57%
3	Sadiqa Bibi	Major	Daughter	14.29%
4	Mumtaz Bibi	Major	Daughter	14.29%
5	Ajmira Bibi	Major	Daughter	14.29%

The share of minors, if any 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. 300,000/- 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. Two original succession certificates be prepared; one original succession certificate be given to the petitioners subject to surety bonds of Rs.300,000/-(three lacs) with two local sureties, while one be retained and placed on judicial file for record.

6. File be consigned to the Record Room after its necessary completion and compilation.

**Announced**  
01/07/2021

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

**FARMANULLAH**  
Senior Civil Judge  
Orakzai at Baber Mela