


3

Order -03
23.06.2021

Petitioner present through attorney.

Inquiry report has been returned and placed on file.

Publication received but none present on behalf of public at large. Hence, public at large is proceeded ex-parte. To come up for ex-parte evidence of petitioner's on 28.06.2021.


Farman Ullah
Senior Civil Judge,
Orakzai at Baber Mela.

Order -04
28/06/2021


1. Petitioners present through counsel and attorney.

Evidence recorded and closed.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 18th June, 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 Noor Shazima (Daughter), 02. Shahid Raza (Son), filed the instant application. Shahid Raza (attorney) recorded his statement as PW-1, Mehtab Ali as PW-2 and Ghadeer Ali as PW-3 testified respectively. PW-1 submitted his power of attorney as Ex.PW-1/1, his CNIC as Ex.PW-1/2, CNIC of petitioner No.1 as Ex.PW-1/3, death certificate of deceased as Ex.PW-1/4, CNIC of deceased as Ex.PW-1/5, death certificate of husband of deceased as Ex.PW-1/6, CNIC of his CNIC as Ex.PW-1/7, Bank account statement of deceased as Ex.PW-1/8. All the exhibited documents, publication and report of


FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela
28.6.21

(4)

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;

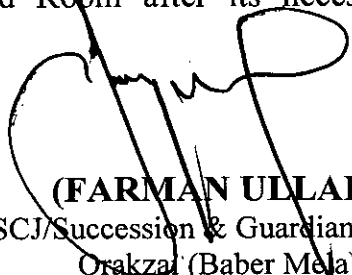
S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Mst Noor Shazima	Major	Daughter	33.33%
2	Shahid Raza	Major	Son	66.67%

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. 600,000/- 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.600,000/-(six 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
28/06/2021


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