

(4)

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

Order-05
01/07/2021

1. Petitioners through attorney Naheed Ali and through counsel present. The petitioners seek succession certificate in respect of legacy of deceased namely Mst Basmeena, who died on 13/03/2021. Petitioner's evidence recorded as PW-01 to PW-03 and closed. Arguments heard and record perused.
2. Through publication in daily newspaper "Ausaf" dated; 12th 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. Naheed Ali (Son), 02. Babu Haider (Son), 03. Mst Shameem Begum (Daughter), 04. Mst Paiza Bibi (Daughter), 05. Mst Hameeda Begum (Daughter) and 06. Raza Ali (Son), filed the instant application. Naheed Ali (attorney) recorded his statement as PW-1, Shabib Ali PW-2 and Tasdeeq Ali as PW-3 testified respectively. PW-1 submitted power of attorney for Petitioners as Ex.PW-1/1, Photocopy of his CNIC as Ex,PW-1/2, Photocopies of CNICs of Petitioner No.2 to 6 as Ex,PW-1/3 to Ex,PW-1/7, Death certificate of deceased Basmeena Jan as Ex.PW-1/8, Photocopy of CNIC of deceased as Ex,PW-1/9, Photocopy of CNIC of husband of deceased as Ex,PW-1/10, Copies of saving certificates as Ex.PW-1/11 to 1/16, and Copy of family tree as Ex.PW-1/17. 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

FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela

01-7-21

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the legacy of deceased as per following shares;

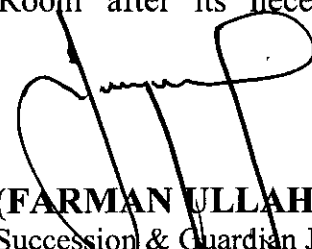
S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Naheed Ali	Major	Son	22.22%
2	Babu Haider	Major	Son	22.22%
3	Raza Ali	Minor	Son	22.22%
4	Mst Shaheen Begum	Major	Daughter	11.11%
5	Mst Pazia Bibi	Major	Daughter	11.11%
6	Mst Hameeda Begum	Major	Daughter	11.11%

The share of minor, at S. No. 3 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. 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. Two original succession certificates be prepared; one original succession certificate be given to the petitioners subject to surety bonds of Rs.1000,000/-(ten 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