


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

**Order-05**  
**14/07/2021**

1. Petitioners through attorney Kamal Khan and counsel present.  
 The petitioners seek succession certificate in respect of legacy of deceased namely Samandar Khan, who died on 29/12/2020. 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; 23<sup>rd</sup> 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 Socha Gula (Widow), 02. Nameena Jan (Daughter), 03. Mst Ashrafa (Daughter), 04. Mst Bibi Gula (Daughter), 05. Mst Asoob Gula (Daughter), 06. Bibi Shahida (Daughter), 07. Niamat Ullah and 08. Meenadar Khan filed the instant application. Kamal Khan (attorney) recorded his statement as PW-1, Shabab Ali PW-2 and Zamid 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. 1 to 8 as Ex,PW-1/3 to Ex,PW-1/10, Death certificate of deceased Samandar Khan as Ex.PW-1/11, Photocopy of CNIC of deceased as Ex,PW-1/12, Copies of saving certificates as Ex.PW-1/13 and Ex.PW-1/14. 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

  
 14.7.2021  
**FARMANULLAH**  
 Senior Civil Judge  
 Orakzai at Baber Mela

(5)

the legacy of deceased as per following shares;

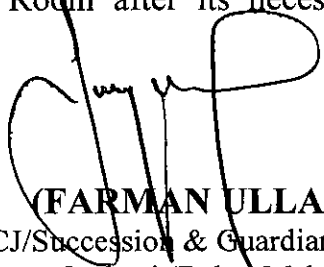
S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Mst Socha Gula	Major	Widow	12.5%
2	Niamat Ullah	Major	Son	19.45%
3	Meena Dar Khan	Major	Son	19.45%
4	Mst Nameena Jan	Major	Daughter	9.72%
5	Mst Ashrafa	Major	Daughter	9.72%
6	Mst Bibi Gula	Major	Daughter	9.72%
7	Asoob Gula	Major	Daughter	9.72%
8	Bibi Shahida	Major	Daughter	9.72%

The share of minor, 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. 3000,000/- 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.3000,000/-(thirty 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**  
14/07/2021

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