

(3)

1. Petitioners present through counsel and attorney.

Evidence recorded and closed.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 23rd 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. Ghaljai Khan (Son), 02. Majeed Khan (Son), 03. Kashmala Bibi (Daughter), 04. Maimoona (Daughter) and 05. Gulshan Ara (Daughter), filed the instant application. Ghaljai Khan (attorney) recorded his statement as PW-1 and Mukbara Khan as PW-2 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, CNIC of deceased as Ex.PW-1/4, death certificate of mother of petitioner No 1 as Ex.PW-1/5 and her CNIC as Ex.PW-1/6. 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.


FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela
17.7.2021

The available record on file prima facie establishes that petitioners are the legal heirs of deceased Khan Karim 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	Ghaljai Khan	Major	Son	28.56%
2	Majeed Khan	Major	Son	28.56%
3	Kashmala Bibi	Major	Daughter	14.29%
4	Maimoona	Major	Daughter	14.29%
5	Gulshan Ara	Major	Daughter	14.29%


The share of minor, shall be deposited to the official account of Senior Civil Judge.

(6)

4. 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. 1,500,000/- 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.1,500,000/-(fifteen lacs) with two local sureties, while one be retained and placed on judicial file for record.

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

Announced
17/07/2021


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