

1. Petitioners present through counsel and attorney.

Evidence recorded and closed.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 13th July, 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 Sajida Bibi (widow), 02. Mst Fozia Bibi (Daughter), 03. Mohsin Khan (Son), 04. Muhammad Asif (Son), 05. Muhammad Atif (Son), 06. Ghairat Khan (Father) and 07. Khayal Meena (Mother) filed the instant application. Waheed Ullah (attorney) recorded his statement as PW-1, Nasir Ahmad as PW-2 and Muhammad Younas as PW-3 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, Copy of CNIC of deceased as Ex.PW-1/4, Copy of service card of deceased as Ex.PW-1/5 and bank statement of deceased 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.

The available record on file prima facie establishes that petitioners are the legal heirs of deceased Aman Ullah 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	Ghairat Khan	Major	Father	16.66%
2	Khayal Meena	Major	Mother	16.66%
3	Mst Sajida Bibi	Major	Widow	12.5%
4	Mohsin Khan	Minor	Son	15.48%
5	Muhammad Asif	Minor	Son	15.48%
6	Muhammad Atif	Minor	Son	15.48%
7	Mst Fozia Bibi	Minor	Daughter	7.74%

FARMANULLAH
Senior Civil Judge
Oralzal at Baber Meia
28-7-21

5

The share of minors, at serial No.4 to 7 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. 1,000,000/- 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.1,000,000/-(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
28/07/2021

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