

IN THE COURT OF REHMAT ULLAH WAZIR
CIVIL JUDGE-I, CAMP COURT, KALAYA, ORAKZAI

Or.....04
22.11.2021

1. Petitioners through attorney Muhammad Dawood and through counsel present. The petitioners seek succession certificate in respect of legacy of deceased namely Kashmir, who died on 13.09.2021. Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 15th November, 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: Minawar Jan (widow), 02. Mr. Saud Khan (Son), 03. Mst: Amraan Bibi (daughter), 04. Mst: Sajida (daughter), 05. Mr. Muhammad Dawood (son) and 06. Mr. Saeed Salam (son), filed the instant application. Muhammad Dawood (attorney) recorded his statement as PW-01, Lal Javed as PW-02 and Qadar Khan as PW-03 testified respectively. PW-01 submitted his Power of attorney as Ex.PW-1/1, Copy of his CNIC as Ex.PW-1/2, Copies of death certificate, Copy of CNIC and Copy of Passport of his deceased father are exhibited as Ex. PW-1/3, Ex. PW-1/4 and Ex. PW-1/5 respectively. Further produced the copies of CNICs of widow, her sons and her daughters are exhibited as Ex. PW-1/6 to Ex. PW- 1/10, and further produced the decease as driver in Abu Dubai, his relevant documents are exhibited as Ex. PW-1/11 and Ex. PW-1/12. PW-02 and PW-03 submitted copies of their CNICs as EX.PW-2/1 and EX.PW-3/1 respectively. All the exhibited documents and publication etc. are placed on file. Contents of the petition were reproduced and verified by the witnesses.

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4. As, there is nothing in rebuttal, therefore, contention of the petitioners is believed to be correct. Therefore, the petitioners will inherit

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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	Share Amount
1	Mst: Minawar Jan	Major	Widow	12.5 %	Nil
2	Mr. Saud Khan	Major	Son	21.88 %	Nil
3	Muhammad Dawood	Major	Son	21.88 %	Nil
4	Mr. Saeed Salam	Major	Son	21.88 %	Nil
5	Mst: Amraan Bibi	Major	Daughter	10.94 %	Nil
6	Mst: Sajida Bibi	Major	Daughter	10.94 %	Nil

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. 100,000/- 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. Original succession certificate be given to the petitioners' subject to surety bonds while copy of the certificate be placed on file.

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

Announced
22.11.2021


(Rehmat Ullah Wazir)
Civil Judge-I,
Camp Court, Kalaya, Orakzai