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**Order-06**  
26/11/2021

Petitioner present through counsel.

Counsel for petitioner sought time for arguments.  
Granted.

File be put up for arguments on 03.12.2021

  
**Farman Ullah**  
Senior Civil Judge,  
Orakzai at Baber Mela.

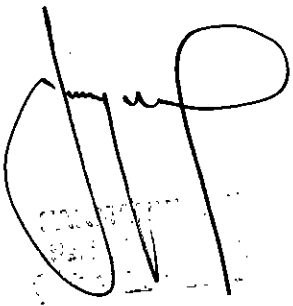
**Order -07**  
03/12/2021

1. Petitioner present through counsel.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 27<sup>th</sup> Oct, 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 Aqal Mina Jan (Daughter), 02. Sabil Khan (Son), 03 Wakeel Khan (Son), 04 Badshah Khan (Son), 05. Mst Nazmina Jan (Daughter) and 06. Mst Hassan Pari Jan (Daughter) filed the instant application. Iraq Ali (attorney) recorded his statement as PW-1, Mubashir Hussain as PW-2 and Khaibar Ali as PW-03 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, death certificate of mother of petitioner No. 1 as Ex.PW-1/4, death certificate of husband of petitioner No. 1 as Ex.PW-1/5. 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 Sawab Khan as there is nothing in rebuttal. Hence, petitioners will inherit the legacy of deceased as per following shares;

  
03.12.21

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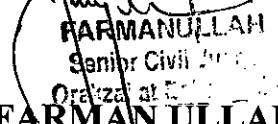
S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Sabil Khan	Major	Son	22.22%
2	Wakeel Khan	Major	Son	22.22%
3	Badshah Khan	Major	Son	22.22%
4	Mst Aqal Mina Jan	Major	Daughter	11.11%
5	Mst Nazmina Jan	Major	Daughter	11.11%
6	Mst Hassan Pari Jan	Major	Daughter	11.11%

The share of minors, 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. 400,000/-(four lacs) 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. 400,000/-(four 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**  
03/12/2021

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