

Order -05  
12/02/2022

(4)

1. Petitioners present through counsel and attorney.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 20<sup>th</sup> January, 2022 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 Sadiqa (widow), 02. Mst Sawa Mira Bibi (Daughter), 03. Munsif Khan (Son), 04. Muhammad Zubair (Son), 05. Shuakat Ullah (Son), 06. Mst Amra Bibi (Daughter) filed the instant application. Abdul Wakeel (attorney) recorded his statement as PW-1, Muhammad Hussain as PW-2 and Shabeer Ahmad as PW-3 testified respectively. PW-1 submitted his power of attorney as Ex.PW-1/1, copy of his CNIC as Ex.PW-1/2, copy of CNIC of Petitioner No.1 as Ex.PW-1/3, death certificate of deceased as Ex.PW-1/4. 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 the legacy of deceased as per following shares;

S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Mst Sadiqa	Major	Widow	12.5 %
2	Munsif Khan	Minor	Son	21.88%
3	Muhammad Zubair	Minor	Son	21.88%
4	Shuakat Ullah	Minor	Son	21.88%
5	Mst Sawa Mira Bibi	Major	Daughter	10.93%
6	Mst Amra Bibi	Minor	Daughter	10.93%

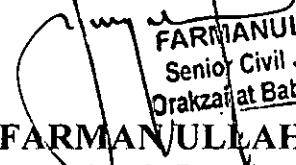
The share of minor, at Serial No. 2 ,3,4 and 6 shall be deposited to the official account of Senior Civil Judge.

FARMANULLAH  
Senior Civil Judge  
Orakzai at Paber Jela  
12-02-22

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. 2,000,000/- (twenty 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. Original succession certificate be given to the petitioner 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  
12/02/2022

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