

9

**Order -06**  
17/06/2022

Petitioner present through counsel.

Petitioner's evidence recorded and closed.

Arguments heard and record perused.

Through publication in daily newspaper "Ausaf" dated; 06<sup>th</sup> June, 2022 general public was asked to submit objections, if any, however, no one appeared before the court, so ex-parte proceedings were conducted.

Petitioner Shakeel Khan (Son) filed the instant application. Shakeel Khan recorded his statement as PW-1, Said Nazeer as PW-2. PW-1 submitted his CNIC as Ex.PW-1/1, copy of death certificate of his mother as Ex.PW-1/3, copy of FRC as Ex.PW-1/4 respectively. 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 petitioner is the legal heir of deceased Akbar Khan as there is nothing in rebuttal. Hence, petitioner 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	Shakeel Khan	Major	Son	100%

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

As, there is no other legal heir of deceased and considering the request of the petitioner being genuine this application is allowed along with accrued profit and Succession Certificate is issued in favour of petitioner, subject to surety bond/undertaking to the tune of Rs. 500,000/- (five 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 petitioner 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 petitioner's subject to surety bonds of Rs. 500,000/- (five lacs) with two local sureties, while one be retained and placed on judicial file for record.

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

**Announced**  
17/06/2022

  
**(Rehmat Ullah Wazir)**  
SCJ/Succession & Guardian Judge  
Orakzai (Baber Mela)

**REHMAT ULLAH WAZIR**  
Senior Civil Judge/JJM,  
Orakzai at Baber Mela