

Order-07
19/05/2022

1. Petitioner present along with counsel.

The petitioner seeks succession certificate in respect of legacy of deceased namely Jaman Ali, who died on 27/08/2021.

Petitioners' evidence recorded and closed.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 28th April, 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 Ashraf Ali (Son), filed the instant application. Ashraf Ali recorded his statement as PW-01, Noor Jan Ali as PW-02 and Janat Khan as PW-03 testified respectively. PW-01 submitted his photocopy of CNIC as Ex.PW-1/1 and Photocopy of Death Certificate of his Father which is Ex.PW-1/2. FRC is Ex.PW- 1/3. 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 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	Ashraf Ali	Major	Son	100%

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 petitioner, subject to surety bond/undertaking to the tune of Rs. 100,000


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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 petitioners subject to surety bonds of Rs.100,000/-(One lac) 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
19/05/2022


(REHMAT ULLAH WAZIR)
SCJ/Succession & Guardian Judge,
Orakzai (Baber Mela)
REHMAT ULLAH WAZIR
Senior Civil Judge/JM,
Orakzai at Baber Mela