

Order -07
20/06/2022

Petitioners present through attorney and counsel.

Petitioner's evidence recorded and closed.

Arguments heard and record perused.

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.

Petitioners 1) Sadiq Ali (Son), 2) Jamshid Ali (Son), 3) Shahid Ali (Son), 4) Wahab Ali (Son), 5) Asad Ali (Son), 6) Mst Fehmida Jabir (Daughter), 7) Mst Faiza Bibi (Daughter), 8) Mst Gulnaz Begum (Daughter), 9) Mst Nazia Amjid (Daughter), filed the instant application. Sajawal Hussain (Attorney) recorded his statement as PW-1, Mst Fehmida Jabir as PW-2 and Hizar Ali as PW-03. PW-1 submitted his special power of attorney as Ex.PW-1/1, copy of his CNIC as Ex.PW-1/2, copy of death certificate of deceased as Ex.PW-1/3, copy of death certificate of husband of deceased as Ex.PW-1/4, copy of death certificate of husband's of petitioner No. 6 as Ex.PW-1/5, copy of FRC as Ex.PW-1/6 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 petitioners are the legal heirs of deceased Mst Abida Khatoon as there is nothing in rebuttal. Hence, 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	Sadiq Ali	Major	Son	14.29%
2	Jamshid Ali	Major	Son	14.29%
3	Shahid Ali	Major	Son	14.29%
4	Wahab Ali	Major	Son	14.29%
5	Asad Ali	Major	Son	14.29%
6	Mst Fehmida Jabir	Major	Daughter	7.14%
7	Mst Faiza Bibi	Major	Daughter	7.14%
8	Mst Gulnaz Begum	Major	Daughter	7.14%
9	Mst Nazia Amjid	Major	Daughter	7.14%

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

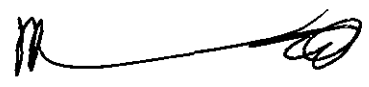
REHMAT ULLAH WAZIR
Senior Civil Judge/JM,
Orakzai at Baber Mela

(b)

As, there is no other legal heirs 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. 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 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 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
20/06/2022


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