

Order -07
31/10/2022

1. Petitioners present through counsel and attorney.

Petitioner's evidence recorded and closed.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 24.03.2022 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. 1) Mst Sardar Jan (Widow), 2) Mst Saf Raja (Widow), 3) Imran Khan (Son), 4) Kamran Khan (Son), 05) Ibrar Khan (Son), 06) Mst Chanbila (Daughter), 07) Mst Sajeela (Daughter) filed the instant application. Mst Sardar Jan recorded her statement as PW-1, Mst Saf Raja recorded her statement as PW-02 and Aziz Ullah as PW-03 testified respectively. PW-1 submitted copy of her CNIC as Ex.PW-1/1, death certificate as PW-1/2, FRC as 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.

The available record on file prima facie establishes that petitioners are the legal heirs of deceased Habib Ullah Khan 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	Date of Majority	Relation with deceased	Share Percentage
1	Mst Sardar Jan	Major	N.A	Widow	6.25%
2	Mst Saf Raja	Major	N.A	Widow	6.25%
3	Mst Chanbila	Major	N.A	Daughter	10.93%
4	Mst Sajeela	Minor	26.04.2025	Daughter	10.93%
5	Imran Khan	Minor	05.05.2023	Son	21.88%
6	Kamran Khan	Minor	05.05.2024	Son	21.88%
7	Ibrar Khan	Minor	22.01.2032	Son	21.88%

The share of minor at serial No. 4 to 7 be deposited to the official account 4 to 7 will attend majority on the date mentioned in the certificate and their guardian will automatically cease to be a guardian on their respective dates of majority as mentioned above and they will

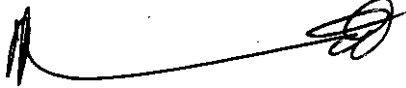
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Senior Civil Judge/JM,
Orakzai at Baber Mela

be entitled to collect the amount from the concerned department as per their entitlement in the succession certificate.

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. 500,000/- 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 petitioners' 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
31/10/2022


(REHMAT ULLAH WAZIR)
SCJ/Succession & Guardian Judge,
Orakzai (Baber Mela)