

(4)

Mst. Wajida Vs Public at Large

Or.....05
17.09.2022

Petitioners through counsel present.

Through my this single order, I intend to dispose off an application filed by the petitioners for permission to withdraw the amount as mentioned in the Head note of the petition.

Arguments heard and record perused.

After hearing of arguments and perusal of the record, I am of the opinion that the petitioner No. 02 mst. Ghazi Marjana wd/o Meer Ajab Khan (late) is the guardian of the petitioner No. 01 namely Mst. Wajida d/o Meer Ajab Khan (late) as per the Guardianship certificate issued by my learned predecessor vide his order dated: 19.02.2022 and she is also the mother of the petitioner No. 01. Further, as per the succession certificate issued by my learned predecessor, the petitioner No. 01 is entitled to 33.33% of the cash deposit in the HBL, Hangu Bus Adda Branch while the petitioner No. 02 is entitled to 12.5% of the said cash. The petitioner No. 02 is both legal and natural guardian of the petitioner No. 01. This guardian is an uneducated and poor lady having no source of income and no one there for their look after and having the burden of bringing up 02 daughters which definitely involves the expenditure. She has also mentioned the object of drawing the said amount to the extent of the share of the minor i.e the petitioner No. 01 as pious education. Thus, in the light of the aforesaid findings, the application is allowed with directions to ***the Manager, HBL, Hangu Bus Adda Branch to pay the petitioner No. 02 to the extent of 80% of the share of the petitioner No. 01 namely Mst. Wajida along with the accrued profit while 100% of the share of the petitioner No. 02 along with accrued profit*** subject to furnishing security bond of Rs. 300,000/- by the petitioner No. 02 with the Civil Nazir of the court that she will not misuse the said

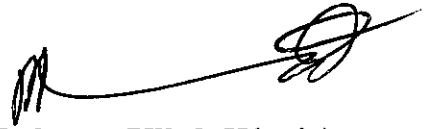

REHMAT ULLAH WAZIR
Senior Civil Judge/JM,
Orakzai at Baber Mela

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amount rather it will be spent on the education and welfare of the petitioner No. 01. The Application is disposed off accordingly.

File be consigned to the record room after its necessary completion and compilation.

Announced
17.09.2022


(Rehmat Ullah Wazir)
Senior Civil Judge,
Orakzai (at Baber Mela)