

(5)

NIR  
26.9.22

PO is on Station leave.

File be put up on 25.10.22.



Order -07  
25/10/2022


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; 26.06.2022 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 Bibi Aqal Marjana (Widow), 2) Gul Raheem (Son), 3) Mst Amina (Daughter), 4) Mst Asma (Daughter), 05) Mst Salma (Daughter), 06) Muhammad Rizwan (Son), 07) Muhammad Afnan (Son) filed the instant application. Gul Raheem (attorney) recorded his statement as PW-1 and Muhammad Saood as PW-2 testified respectively. PW-1 submitted his power of attorney as Ex.PW-1/1, copy of his CNIC as Ex.PW-1/2, Copy of CNIC of petitioner No.1 as Ex.PW-1/3, death certificate as PW-1/4, FRC as Ex.PW-1/5, Form "B" of minors as Ex.PW-1/6. 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.

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

The available record on file prima facie establishes that petitioners are the legal heirs of deceased Muhammad Akbar as there is nothing in rebuttal. Hence, petitioners will inherit the legacy of deceased as per following shares;

(b)

S. No	Name of petitioner legal heirs	Major/minor	Date of Majority	Relation with deceased	Share Percentage
1	Mst Aqal Marjana	Major	N.A	Widow	12.52%
2	Gul Raheem	Major	N.A	Son	19.44%
3	Muhammad Rizwan	Minor	10.04.2029	Son	19.44%
4	Muhammad Afnan	Minor	20.10.2033	Son	19.44%
5	Mst Amina	Major	N.A	Daughter	9.72%
6	Mst Asma	Minor	20.11.2024	Daughter	9.72%
7	Mst Salma	Minor	13.01.2027	Daughter	9.72%

The share of minor at serial No. 3, 4, 6 & 7 be deposited to the official account of Senior Civil Judge, Orakzai. The petitioners at serial No. 3, 4, 6 & 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 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**  
25/10/2022

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