

Order No. 08
31.10.2022

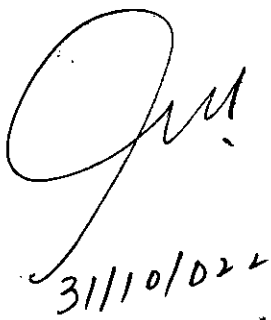
Petitioner present through counsel. Respondents have already been placed ex-parte. Ex-parte arguments already heard and record perused.

Petitioner namely Nasreen Bibi widow of Seenadar, R/O Qaum Bezote, Tappa Bithai, Village Baza, Tehsil Lower, District Orakzai has filed the instant petition for grant of Guardianship Certificate regarding her minor children namely 1. Muhammad Kashif (son), 2. Fawad Ahmad (son), 3. Faiza Bibi (daughter) and 4. Fatima Bibi (daughter). It has been alleged that petitioner is the widow of deceased Seenadar who died on 17.11.2021. That father of minor has left Beema amount which is lying in Overseas Pakistani Foundation and after his death, his minors are entitled to receive the said amount. It is further alleged that petitioner is the natural guardian of minors named above and the interest of petitioner and minors is common and there is no conflict in their interest, therefore, she may be appointed as guardian of minors named above.

Respondents/public at large were summoned through publication in daily "AWSAF" but no one appeared before the court to contest the instant application, hence, they were placed and proceeded against ex-parte.

Thereafter, petitioner produced three witnesses.

Accordingly, petitioner herself appeared and deposed as PW-01. She stated that her husband has been died on 17.11.2021 and death



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certificate of deceased Seenadar is placed on file which is Ex. PW-1/1. Copy of her CNIC is Ex. PW-1/2. Form B of minors is Ex. PW-1/3. FRC is Ex. PW-1/4. She further stated that for opening bank account, Guardianship Certificate is required.

Father in law of petitioner namely Niaz Bahadar appeared and deposed as PW-02. Copy of his CNIC is Ex. PW-2/1. He stated that husband of petitioner died and the petition may be accepted in favour of petitioner.

Brother of deceased Seenadar namely Jaffar Shah appeared and deposed as PW-03. He supported the contents of petition and requested for issuance of guardianship certificate.

Thereafter, ex-parte evidence of petitioner was closed.

There is nothing on the case file to suggest that there is conflict of interest between petitioner and her minor sons and daughters, hence, the Guardianship Certificate, as prayed for, is granted in favour of petitioner subject to furnishing surety bond in the sum of Rs: 200,000/- (Two Lac Rupees) with two local and reliable sureties each in the like amount to the satisfaction of this court with a blank stamp paper. The sureties must be men of means.

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

Announced:
31.10.2022



(Zahir Khan)
Civil Judge-I/Guardian Judge,
Kalaya, Orakzai