

FORM OF ORDERSHEET

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Court of Senior Civil Judge, Orakzai at Baber Mela

Case Title Ahsan Ullah etc VS Public at Large

Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
Order-1	20/07/2022	<p>Petition for succession submitted by the counsel for the petitioners. Be put up after scrutiny.</p> <p>(Rehmat Ullah Wazir), Senior Civil Judge, Orakzai at Baber Mela.</p> <p>جناب عالی: پڑتال کی گئی کی درخواست ہذا بشکل موجود ایک ورق عرضی درخواست، دو عدد نقل شناختی کارڈ، دو اوراق نقل ڈیت سرٹیفکیٹ، ایک ورق نقل ایف آر سی اور وکالت نامہ جو کہ درست اور صحیح طور پر ہمراہ لف ہیں۔ لہذا رپورٹ عرض ہے۔</p>
Order-02	20/07/2022	<p>Petition for Succession is received after report/scrutiny. Contents of the application/petition are verified as true and correct by the counsel for the petitioners. It be registered. Execution of summon through ordinary means against public at large is not possible, hence, publication in the newspaper "Daily Mashriq or Ausaf" be issued against the public at large for 27.07.2022. Meanwhile, petitioner is directed to deposit the fee for publication within 02 days, thereafter, process be issued for the date fixed. Process server is directed to verify the list of legal heirs of the deceased for the date fixed.</p> <p>(Rehmat Ullah Wazir), Senior Civil Judge, Orakzai at Baber Mela.</p>

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IN THE COURT OF REHMAT ULLAH WAZIR
SENIOR CIVIL JUDGE. ORAKZAI AT BABER MELA

Order-03
27.07.2022

1. Petitioners through attorney Mr. Ihsan Ullah and through counsel present. Inquiry has been returned and placed on file. Publication received but none present on behalf of Public at Large, hence Public at Large is proceeded ex-parte. Petitioners evidence recorded and closed.

2. The petitioners seek succession certificate in respect of legacy of deceased namely Feroz Khan, who died on 18.03.2020. Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" Dated: 25th July, 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. 01. Mr: Ihsan Ullah (son), 02. Mr. Rehmat Ullah (son), 03. Mr. Azmat Ullah (son), 04. Muhammad Bilal (son); 05. Mst. Minat Khela (widow) 06. Mr. Misri Khan (father), filed the instant application. Mr: Ihsan Ullah (attorney) recorded his statement as PW-1, Khan Sherin as PW-2 and Khan Marjan as PW-3 testified respectively.

PW-1 submitted his Power of Attorney and copy of his CNIC as Ex.PW-1/1 and Ex.PW-1/2, Death Certificate of the deceased Feroz Khan as Ex.PW-1/3, Family Registration Certificate as Ex.PW-1/4, copy of CNIC of PW-02 and PW-03 as Ex.PW-2/1 and Ex.PW-3/1. All the exhibited documents and publication etc are placed on file. Contents of the petition were reproduced and verified by the witnesses.

4. As, there is nothing in rebuttal, so therefore contention of the petitioners is believed to be correct. Therefore, the 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	Minat Khela	Major	Wife	12.50%
2	Misri Khan	Major	Father	16.66 %
3	Ihsan Ullah	Major	Son	17.71%
4	Rehmat Ullah	Major	Son	17.71%
5	Azmat Ullah	Minor	Son	17.71%
6	Muhammad Bilal	Minor	Son	17.71%

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Orakzai at Baber Mela

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The share of minors, on S/No. 5 & 6 shall be deposited to the official account of Senior Civil Judge.

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
27.07.2022



(Rehmat Ullah Wazir)
SCJ/Succession & Guardian Judge,
Orakzai (Baber Mela)