

4

Petitioners present through counsel and attorney.

Petitioner's evidence recorded and closed.

Arguments heard and record perused.

Through publication in daily newspaper "Ausaf" dated; 29.11.2022 general public was asked to submit objections, if any, however, no one appeared before the court, so ex-parte proceedings were conducted.

Petitioner No. 1) Mst Bibi Sughra (Widow), 2) Inayat Ullah (Son), 3) Muhammad Tahir (Son), 4) Aneet Khan (Son), 05) Ijaz Ullah (Son), 06) Mudassir Khan (Son) and 07) Mst Rawasia Bibi filed the instant application. Inayat Ullah (attorney) recorded his statement as PW-1, Hameed Shah as PW-2 and Sulaiman Khan as PW-3 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 death certificate as Ex.PW-1/3, UBL Bank Statement as PW-1/4, FRC as Ex.PW-1/5, CNICs of petitioners as Ex.PW-1/6 and Birth Certificate as Ex.PW-1/7. 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 Janab Shah 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 Bibi Sughra	Major	N.A	Widow	12.5%
2	Inayat Ullah	Major	N.A	Son	15.91%
3	Muhammad Tahir	Major	N.A	Son	15.91%
4	Aneet Khan	Major	N.A	Son	15.91%
5	Ijaz Ullah	Minor	29.08.2027	Son	15.91%
6	Mudassir Khan	Minor	20.04.2037	Son	15.91%
7	Mst Rawasia Bibi	Minor	02.02.2024	Daughter	7.95%

The share of minors at serial No. 5 to 7 be deposited to the official account of Senior Civil Judge, Orakzai. The petitioners at serial No.5 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 be entitled to collect the amount from the concerned department as per their entitlement in the succession certificate.

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.

File be consigned to the Record Room after its necessary completion and compilation.

Announced
20/12/2022


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