

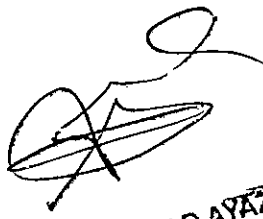
IN THE COURT OF MUHAMMAD AYAZ KHAN,
SENIOR CIVIL JUDGE, ORAKZAI AT BABER MELA

Order
30/01/2020

Attorney Mohammadi Jan for rest of the petitioners along with counsel present. The petitioners seek succession certificate in respect of legacy of deceased namely Khan Zameer, who died on 06/07/2012. Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated: 7th January, 2020 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 Gul wazir (son), 02. Gul Maiway (daughter), 03. Bas Maiway (daughter) filed the instant application. Mohammadi Jan (attorney) recorded his statement as PW-1, Noor ullah Khan as PW-2 and Aman ullah as PW-3 testified respectively. PW-1 submitted copy of his CNIC as Ex.PW-1/1 his power of attorney as Ex.PW-1/2, death certificate of the deceased as Ex.PW-1/3, copy of CNIC of the deceased namely Khan Zameer as Ex.PW-1/4, copy of CNIC of petitioner No.1 namely Gul wazir as Ex.PW-1/5, copy of CNIC of petitioner No.2 namely Gul Maiway as Ex.PW-1/6, copy of CNIC of petitioner No.1 namely Bas Maiway as Ex.PW-1/7, copy of CNIC cancelation certificate as Ex.PW-1/8, copy of the death certificate of deceased wife as Ex.Pw-1/9, copy of bank statement as Ex.PW-1/10. 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.



MUHAMMAD AYAZ
Senior Civil Judge,
Orakzai at Hangu.

(4)

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	Gul Wazir	Major	Son	50 %
2	Gul Maiway	Major	Daughter	25 %
3	Bas Maiway	Major	Daughter	25 %

The share of minors, if any, 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 petitioner 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
30/01/2020



(Muhammad Ayaz Khan)
SCJ/Succession & Guardian Judge,
Orakzai (Baber Mela)