


**Order**  
06/01/2020

Petitioner No.1 Noor Samina for rest of the petitioners along with counsel present. The petitioners seek succession certificate in respect of legacy of deceased namely Fazl-ur-Rehman, who died on 21/01/2014. Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 14th December, 2019 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 Noor Samina (widow), 02. Rafi Ullah (Son), 03. Fatima Noor (Daughter), 04. Irfan Ullah (son) 05. Razi Ullah (son) 06. Bibi Aisha (Daughter) 07. Israfeel Khan (Son) 08. Rajida (Daughter) 09. Bibi Sabiha (Daughter) 10. Huzaifa Ullah (Son) 11. Javeria Bibi filed the instant application. Petitioner No.1, Noor Samina recorded her statement as PW-1, while Muhammad Naseem as PW-2 testified respectively. PW-1 submitted death certificate of the deceased as Ex.PW-1/1, legal heirs certificate as Ex.PW-1/2, copy of the application for financial assistance to commissioner Kohat as Ex. PW-1/3, different types of applications as Ex. PW-1/4 to Ex.PW-1/6, details of legal heirs as Ex. PW-1/7 and 1/8, anti-terrorist certificate as Ex. PW-1/9, newspaper as Ex. PW-1/10, copies of CNICs of petitioner No.1 to 9 as Ex. PW-1/11 to 1/19 and form-B of minor as Ex.PW-1/20. 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. 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;

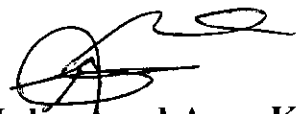
S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Noor Samina	Major	Widow	12.5 %
2	Rafi Ullah	Major	Son	11.66 %
3	Fatima Noor	Major	Daughter	5.84 %
4	Irfan Ullah	Major	Son	11.66 %
5	Razi Ullah	Major	Son	11.66 %
6	Bibi Aisha	Major	Daughter	5.84 %
7	Israfeel Khan	Major	Son	11.66 %
8	Rajida	Major	Daughter	5.84 %
9	Bibi Sabiha	Major	Daughter	5.84 %
10	Huzaifa Ullah	Minor	Son	11.66 %
11	Javeria Bibi	Minor	Daughter	5.84 %

The share of minors, on S.No.10 and 11 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. 100,000 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**  
06/01/2020

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