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Order-7
13/11/2020

Petitioner present through attorney.

Bar is on strike. Hence, case is adjourned. File
be put up for petitioner evidence on 21.11.2020.


Farman Ullah
Senior Civil Judge, Orakzai
at Baber Mela

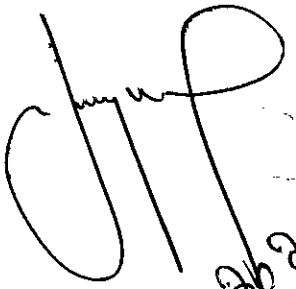
Order -8
21/11/2020

1. Petitioners present through counsel and attorney. Evidence of petitioners present and recorded as PW-1 to PW-3.

Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 29th Sept, 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. Mani Khela (Widow), 02. Muhammad Shaheed (Son), 03. Bibi Razia (daughter) 04. Safia Bibi (daughter) 05. Bibi Laila (Daughter) 06. Muhammad Shahzib (son) filed the instant application. Talib Khan (attorney) recorded his statement as PW-1, Ashmat Ullah as PW-2 and Osman 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 Death Certificate as Ex.PW-1/3, copy of CNIC of Petitioner No. 1 (Widow) as Ex.PW-1/4, Copy of CNIC of petitioner No.5 as Ex.PW-1/5, Copy of CNIC of petitioner No. 3 as Ex.PW-1/6, copy of CNIC of petitioner No. 4 as Ex.PW-1/7, copy of CNIC of petitioner No. 2 as Ex.PW-1/8, Petitioner No. 6 Form-B as Ex.PW-1/9 and copy of CNIC of deceased 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.


21.11.2020
FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela

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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;

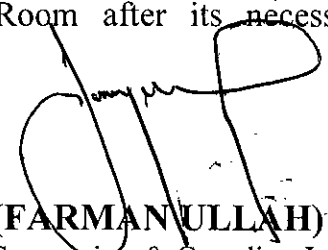
S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Mani Khela	Major	Widow	12.5
2	Muhammad Shaheed	Major	Son	25 %
3	Bibi Razia	Major	Daughter	12.5 %
4	Safia Bibi	Major	Daughter	12.5 %
5	Bibi Laila	Major	Daughter	12.5 %
6	Muhammad Shazib	Minor	Son	25 %

The share of minor, on S.No.06 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. 200,000 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
21/11/2020


(FARMANULLAH)
SCJ/Succession & Guardian Judge,
Orakzai (Baber Mela)
FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela