

1. Petitioners present through counsel and attorney.

Arguments heard and record perused.

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2. Through publication in daily newspaper "Ausaf" dated; 9th Oct, 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. Mst Maan Gula (widow), 02. Sahaina Bibi (Daughter), 03. Samana Bibi (Daughter) 04. Zahid Rehman (Son) 05. Majeed Rehman (Son) 06. Mst Bibi (Widow) 07. Wahib Rehman (Son) 08. Nabi Rehman (Son) 09. Azmeena Jana (Daughter) 10. Roomina Bibi (Daughter) 11. Raheem Bibi (Mother) filed the instant application. Nabi Rehman (attorney) recorded his statement as PW-1, Muhammad Aftab as PW-2 and Shahid Khan as PW-3 testified respectively. PW-1 submitted his power of attorney as Ex.PW-1/1, his CNIC as Ex.PW-1/2, CNIC of petitioner No.1 as Ex.PW-1/3, birth certificate of petitioners No.2 to 5 as Ex.PW-1/4, CNICs of petitioners No. 6 to 11 as Ex.PW-1/5 to 1/9, CNIC of deceased as Ex.PW-1/10, death certificate of the deceased as Ex.PW-1/11, death certificate of father of deceased as Ex.PW-1/12, CNIC of respondent No.1 Umar Zad Khan as Ex.PW-1/13, Passport of deceased as Ex.PW-1/14 and OPF form as Ex.PW-1/15. 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.

The available record on file prima facie establishes that petitioners and respondents No.1 are the legal heirs of deceased Kameen Khan as there is nothing in rebuttal. Hence, petitioners along with respondent No.1 will inherit the legacy of deceased as per following shares;

FARHANULLAH
Senior Civil Judge
Orakzai at Haber Mela
04.12.2020

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S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Mst Raheem Bibi	Major	Mother	16.7 %
2	Mst Bibi	Major	Widow	6.25 %
3	Mst Maan Gula	Major	Widow	6.25 %
4	Wahib Rehman	Major	Son	10.12 %
5	Nabi Rehman	Major	Son	10.12 %
6	Mst Umar Zad Khan	Major	Son	10.12 %
7	Majeed Rehman	Minor	Son	10.12 %
8	Zahid Rehman	Minor	Son	10.12 %
9	Mst Shaina Bibi	Minor	Daughter	5.05 %
10	Mst Samana Bibi	Minor	Daughter	5.05 %
11	Mst Azmeena Jana	Major	Daughter	5.05 %
12	Roomina Bibi	Major	Daughter	5.05 %

The share of minors, at S.No.07 to 10 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 and respondent, subject to surety bond/undertaking to the tune of Rs. 2,500,000 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
04/12/2020


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