

⑥

IN THE COURT OF FARMAN ULLAH
SENIOR CIVIL JUDGE, ORAKZAI AT BABER MELA

Final Order
10/06/2020

1. Petitioner No.2 as attorney along with counsel present. The petitioners seek succession certificate in respect of legacy of deceased namely Khial Gul, who died on 30/10/2019. Arguments heard and record perused.
2. Through publication in daily newspaper "Ausaf" dated; 23rd February, 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. Deedan Gul (son), 02. Sher Gul (Son), 03. Hunar Gul (son) 04. Noshad Gul (son) 05. Shamima (Daughter) filed the instant application. Sher Gul (attorney) recorded his statement as PW-1, Mushtaq Hussain as PW-2 and Ihsan Ullah as PW-3 testified respectively. PW-1 submitted his CNIC as Ex.PW-1/1, CNIC of the deceased as Ex.PW-1/2, death certificate of deceased as Ex.PW-1/3, death certificate of wife of the deceased as Ex.PW-1/4, pension policy of Pakistan (05 pages) as Ex.PW-1/5, power of attorney as Ex.PW-1/6 and family registration 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.
4. As, there is nothing in rebuttal, so therefore contention of the petitioners is believed to be correct. Therefore, the petitioners will inherit



10.6.20
FARMANULLAH
Senior Civil Judge
Orakzai at Baber Melā

(7)

the legacy of deceased as per following shares;

S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Deedan Gul	Major	Son	22.2 %
2	Sher Gul	Major	Son	22.2 %
3	Hunar Gul	Minor	Son	22.2 %
4	Noshad Gul	Minor	Son	22.2 %
5	Shamima	Minor	Daughter	11.1 %

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. 1,000,000 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
10/06/2020



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

FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela