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

Final order
10/06/2020

1. Petitioners through attorney Umar Farooq and through counsel present. The petitioners seek succession certificate in respect of legacy of deceased namely Nazeer Gul, who died on 10/06/2018. Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 19th 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. Mst Shakeela Bibi (widow), 02. Muhammad Daud (Son), 03. Sabir Haq (son) 04. Muhammad Shakir (Son) 05. asadullah (Son) 06. Muhammad Tayeb (Son) 07. Raheela Bibi (Daughter) filed the instant application. Umar Farooq (attorney) recorded his statement as PW-1, Muhammad Irshad as PW-2 and Muhammad Rahman as PW-3 testified respectively. PW-1 submitted his CNIC as Ex.PW-1/1, CNIC of Raheela as Ex.PW-1/2, death certificate of deceased as Ex.PW-1/3, copy of CNIC of deceased as Ex.PW-1/4, copy of CNIC of Shakeela Bibi as Ex.PW-1/5, CNIC of Muhammad Daud as Ex.PW-1/6, CNIC of Sabir Haq as Ex.PW-1/7, CNIC of Muhammad Shakir as Ex.PW-1/8, CNIC of Muhammad Tayyeb as Ex.PW-1/9, CNIC of Asad Ullah as Ex.PW-1/10, Bank statement as Ex.PW-1/11 and his power of attorney as Ex.PW-1/12. 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.


FARMANULLAH
Senior Civil Judge
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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	Share amount
1	Mst Shakeela Bibi	Major	Widow	12.5%	Rs. 10,701/-
2	Muhammad Daud	Major	Son	15.9%	Rs. 13,619/-
3	Sabir Haq	Major	Son	15.9%	Rs. 13,619/-
4	Muhammad Shakir	Major	Son	15.9%	Rs. 13,619/-
5	Asad Ullah	Minor	Son	15.9%	Rs. 13,619/-
6	Muhammad Tayeb	Major	Son	15.9%	Rs. 13,619/-
7	Mst Raheela Bibi	Minor	Daughter	8%	Rs. 6,809/-

The share of minors, on S.No.5. and 7 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. 1,00,000 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


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