

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

**Order-**  
20/07/2020

1. Case file received on transfer from the court of learned Civil Judge-I Orakzai vide order dated 20/07/2020 of Hon'ble District & Sessions Judge, Orakzai. It be registered.
2. Petitioners through attorney Shahid Ullah and through counsel present. The petitioners seek succession certificate in respect of legacy of deceased namely Sami Ullah, who died on 02/02/2020. Arguments heard and record perused.
2. Through publication in daily newspaper "Ausaf" dated; 17<sup>th</sup> March, 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 Aqal Meena Bibi (widow), 02. Samia Naz (Daughter), 03. Sania (Daughter) 04. Muhammad Anas (Son) and 05. Gul Qadim Khan (Father) filed the instant application. Shahid Ullah (attorney) recorded his statement as PW-1, Amin Ullah as PW-2 and Wahab-u-Din as PW-3 testified respectively. PW-1 submitted power of attorney for Petitioners as Ex.PW-1/1, Power of attorney for Gul Qadim Khan as Ex,PW-1/2, his CNIC as Ex.PW-1/3, Death certificate of deceased Sami Ullah as Ex.PW-1/4, Aqama of the deceased (UAE) as Ex.PW-1/4, Residence cancellation card as Ex.PW-1/5, CNIC of deceased as Ex. Pw-1/6, CINC for Aqal Meena Bibi as Ex.PW-1/7, CNIC of Gul Qadim Khan as Ex.PW-1/8 and Form-B for minor petitioners as Ex.PW-1/9. All the exhibited documents, publication and

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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 the legacy of deceased as per following shares;

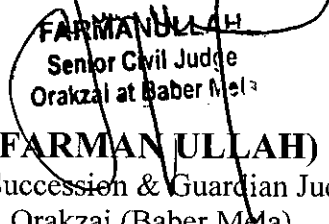
S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage
1	Gul Qadim Khan	Major	Father	16.67%
2	Mst Aqal Meena Bibi	Major	Widow	12.5 %
3	Muhammad Anas	Minor	Son	35.42 %
4	Samia Naz	Minor	Daughter	17.71 %
5	Sania	Minor	Daughter	17.71 %

The share of minors, on S.No.3,4 and 5 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. 2,000,000 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 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**  
20/07/2020

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