

IN THE COURT OF REHMAT ULLAH WAZIR
CIVIL JUDGE-I, ORAKZAI AT BABER MELA

Order-07
02/07/2020

1. Petitioners through attorney Shams-ur-Rehman and through counsel present. The petitioners seek succession certificate in respect of legacy of deceased namely Muhammad Asghar, who died on 25.02.2007. Arguments heard and record perused.

2. Through publication in daily newspaper "Ausaf" dated; 17th 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: Masta Jana (widow), 02. Mst: Mamina (daughter), 03. Mst: Ajmina Bibi (daughter), 04. Muhammad Shahood (son), 05. Shams-ur-Rehman (son), 06. Muhammad Shafique (son), 07. Wali Ullah (son), 08. Mst: Bibi Rabia (daughter), filed the instant application. Shams-ur-Rehman (attorney) recorded his statement as PW-1, khyal Zar Khan as PW-2 and Abid Ullah 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 of CNIC of his mother Mst: Masta Jana as EX.PW-1/3, Family Tree as EX.PW-1/4 and death certificate of the deceased Muhammad Asghar as Ex.PW-1/5. PW-02 and PW-03 submitted copies of their CNICs as EX.PW-2/1 and EX.PW-3/1 respectively. All the exhibited documents and publication 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	Share Amount
1	Mst: Masta Jana	Major	Widow	12.5 %	Rs. 9,740/-
2	Mst: Mamina	Major	Daughter	7.95 %	Rs. 6,198/-
3	Mst: Ajmina	Major	Daughter	7.95 %	Rs. 6,198/-
4	Muhammad Shahood	Major	Son	15.91 %	Rs. 12,397/-
5	Shams-ur-Rehman	Major	Son	15.91 %	Rs. 12,397/-
6	Muhammad Shafique	Major	Son	15.91 %	Rs. 12,397/-
7	Wali Ullah	Minor	Son	15.91 %	Rs. 12,397/-
8	Mst: Bibi Rabia	Minor	Daughter	7.95 %	Rs. 6,198/-

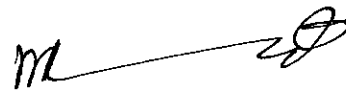
Rehmat Ullah Wazir
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Orakzai at (Baber Mela)

The share of minors, on S/No. 7 and 8 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. 100,000/- 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
02/07/2020


(Rehmat Ullah Wazir)
Civil Judge-I,
Orakzai (Baber Mela)