

Order No. 03

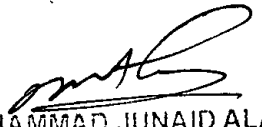
06.03.2025

Petitioner along with counsel present. Inquiry report received, which is placed on file. Publication received but no one appeared on behalf of public at large hence, placed and proceeded ex-parte. Ex-parte arguments heard and record perused.

Petitioner namely Bibi Rehan widow of Syed Wasil Hussain, R/O Qaum Bar Muhammad Khel, Tappa Baba Nawasi Tehsil Lower, District Orakzai has filed the instant petition for grant of Guardianship Certificate regarding her minor children namely Syed Shah Muhammad, Sonain Bibi and Rifat Zahra. It has been alleged that petitioner is the widow of deceased Syed Wasil Hussain who died on 23.08.2023. It is further alleged that petitioner is the natural guardian of minors named above and the interest of petitioner and minors are common and there is no conflict in their interest, therefore, she may be appointed as guardian of minors named above.

Respondents /public at large were summoned through publication in daily "AWSAF" but no one appeared before the court to contest the instant application, hence, they were placed and proceeded ex-parte.

Thereafter, petitioner produced three witnesses.


MUHAMMAD JUNAID ALAM
Civil Judge / JM-II
Orakzai at Kalaya

Petitioner herself appeared and deposed as PW-01. Copy of his CNIC is Ex.PW-1/1. Copy of death certificate of deceased Syed Wasil Hussain is Ex. PW-1/2. Succession certificate issue by the court of CJ-II Kalaya Ex.PW-1/3. FRC is Ex.PW-1/4. She lastly requested for issuance of guardianship certificate in favour of petitioner.

4

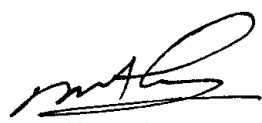
Brother of deceased namely Syed Aqeel appeared and deposed himself as PW-02. Copy of his CNIC is Ex.PW-2/1. He stated that husband of petitioner has been died and petitioner is taking care of her minor children.

Relatives of petitioner namely Syed Riaz Hussain appeared and deposed as PW-03. Copy of his CNIC is Ex. PW-3/1. He also stated that husband of petitioner has been died and petitioner is taking care of her minor children.

There is nothing on the case file to suggest that there is conflict of interest between petitioner and her minor children, hence, the Guardianship Certificate, as prayed for, is granted in favour of petitioner subject to furnishing surety bond in the sum of Rs: 100,000/- (One Lac Rupees) with two local and reliable sureties each in the like amount to the satisfaction of this court with a blank stamp paper. The sureties must be men of means.

File be consigned to the record room after its proper compilation and necessary completion.

Announced:
06.03.2025


(Muhammad Junaid Alam)
Civil Judge/Guardian Judge-II,
Kalaya, Orakzai