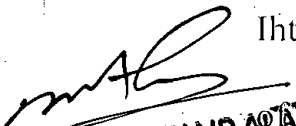


Order No. 04
12.03.2025

Attorney for petitioner along with counsel present. Publication received but no one appeared on behalf of public at large hence, placed and proceeded ex-parte. Ex-parte evidence recorded as PW-01 to PW-03 & closed. Ex-parte arguments heard and file perused.

Petitioner namely Mst: Gul Shairan widow of Jadid Ali, R/O Qaum Bar Muhammad Khel, Tappa Khwaidad Khel, Tehsil Lower, District Orakzai has filed the instant petition for grant of Guardianship Certificate regarding her minor children namely 1. Faqia Jan (daughter), 2. Neelam Begum (daughter), 3. Sudir Hussain (son), 4. Majeed Ali (son), 5. Tufail Hussain (son) and 6. Ihtesham Ali (son). It has been alleged that petitioner is the widow


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

deceased Jadid Ali who died on 07.12.2024. That father of minors has left amount which is lying in Al Habib Bank at Kalaya (Account No. 2061-0078-001616-01-9) and after his death, his minors are entitled to receive the said amount. It is further alleged that petitioner is the natural guardian of minors named above and the interest of petitioner and minors is 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.

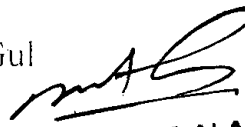
Thereafter, petitioner produced three witnesses.

Irfan Ali special attorney for petitioner appeared and recorded his statement as PW-01. He stated that husband of petitioner was died on 07.12.2024. Death certificate is Ex.PW-1/1. He further stated that succession certificate was issued to petitioners by this court, which is Ex.PW-1/2. Copy of his CNIC is Ex.PW-1/3. Sepcial attorney is Ex.PW-1/4. Copy of petitioner CNIC is Ex.PW-1/5. He lastly requested for issuance of Guardian Certificate in her favour.

Basweer Ali and Fayaza Ali, co-villagers of petitioners appeared and recorded their statement as PW-02 and PW-03 respectively. They stated that husband of petitioner was died on 07.12.2024. They further stated that succession certificate was also issued to petitioners by this court. Photocopies of their CNIC are Ex. PW-2/1 and Ex. PW-3/1 respectively. They supported contents of petition and further requested for grant of Guardianship Certificate in favor of petitioner namely Mst: Gul Shairan.

Thereafter, ex-parte evidence of petitioner was closed.

Petitioner has proved through their ex-parte evidence to be the natural guardian of minors named above. There is nothing on the case file to suggest that there is conflict of interest between petitioner and minors, hence, the Guardianship Certificate, as prayed for, is granted in favour of petitioner namely Mst: Gul Shairan subject to furnishing


MUHAMMAD JUNAID ALAM
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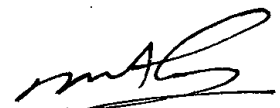
surety bond in the sum of Rs: 100,000/- (One Lac Rupees) with two local and reliable sureties each in the like amount to the satisfaction of this court with a blank stamp paper. The sureties must be men of means.

Notwithstanding, the matter of pension is falling within the ambit of special Law/rules. The department concerned may proceed as per rules accordingly.

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

Announced:

12.03.2025



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