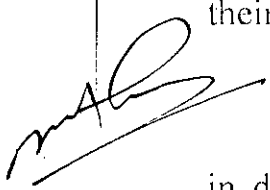


Or.....04
17.02.2025

Case received from the Court of Learned Senior Civil Judge, Orakzai at Baber Mela. Be entered at the relevant register.

Petitioner along with counsel present. Inquiry report received, which is placed on file. Publication received but no one on behalf of public at large appeared, hence, placed and proceeded ex-parte. Ex-parte evidence recorded as PW-01 & PW-02 and was closed. Ex-parte arguments also heard and case file perused.

Petitioner Bastaj Begum daughter of Ahmad Nabi 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 Madiha Bibi. Petitioner took the stance that being divorced mother of minor namely Madiha Bibi and there is no conflict in their interest, therefore, she may be appointed as their guardian.

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

MUHAMMAD JUNAID ALAM
Civil Judge I JM
Orakzai at Kalaya
17/02/2025

Petitioner namely Bastaj Begum daughter of Ahmad Nabi herself appeared and recorded her statement as PW-01. She stated that she has divorced by her husband and has one minor daughter namely Madiha Bibi, who is in her custody. She further stated that there are no other legal heirs except minor namely Madiha Bibi mentioned in the petition and neither she got second marriage. Copy of her CNIC is Ex.PW-1/1.

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Divorce Registration Certificate is Ex.PW-1/2. Copy of Form-B of minor is Ex.PW-1/3. She lastly requested for issuance of Guardian Certificate in favor of petitioner.

Ahmad Nabi, father of petitioner appeared and deposed as PW-02. Photocopy of his CNIC is Ex-PW-2/1. He verified that the petitioner is the mother of minor namely Madiha Bibi.

Thereafter, ex-parte evidence of petitioner was closed.

There is nothing on the case file to suggest that there is conflict of interest between petitioner and her minor daughter, 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 local and men of means.

Notwithstanding, the petitioner being divorced mother is the natural guardian of the minor namely Madiha Bibi.

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

Announced:

17.02.2025



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