

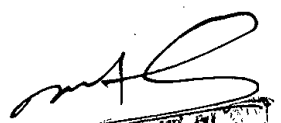
Order No. 05**13.10.2025**

Attorney for petitioner alongwith counsel present. Ex-parte arguments heard and record perused.

Petitioner namely Muhammad Ali S/O Sir Muhammad Khan R/O Qoum Sheikhan, Tehsil Central, District Orakzai has filed the instant petition for grant of Guardianship Certificate regarding minors namely Taimoor Khan, Mahmood Khan and Mst: Irshada. It has been alleged that petitioner is the brother of deceased Abdul Wali who died on 05.06.2013 and brother in law of deceased Nazira Bibi (mother of minors) who died on 03.04.2014. As parent of minors have been died and petitioner namely Muhammad Ali is the real uncle of minors, therefore, he 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 against ex-parte vide order dated 25.09.2025.

Thereafter, petitioner produced three witnesses.


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

Accordingly, attorney for petitioner appeared and deposed as PW-01.

Special power of attorney is Ex.PW-1/1. He stated that petitioner is the real uncle of minors. Parent of minor have been died. Copy of death certificate of deceased Abdul Wali is Ex.PW-1/2 and copy of death certificate of deceased Nazira Bibi is Ex.PW-1/3. Birth certificates of Mahmood Khan and Taimoor Khan are Ex.PW-1/4 & Ex.PW-1/5. Copy of his CNIC is Ex.PW-1/6 and copy of CNIC of petitioner is Ex. PW-1/7.

Juma Khan co-villager of petitioner appeared and deposed as PW-02. Parent of minors have been died and petitioner is the real uncle of minors. Copy of his CNIC is Ex. PW-2/1.

Abdullah Khan appeared deposed as PW-03. Parent of minors have been died and petitioner namely Muhammad Ali is the real uncle of minors. Copy of his CNIC is Ex. PW-3/1.

Thereafter, ex-parte evidence of petitioner was closed.

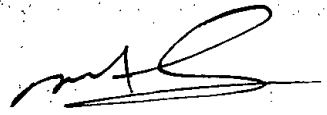
There is nothing on the case file to suggest that there is conflict of interest between petitioner and his minor sister, hence, the Guardianship Certificate, as prayed for, is granted in favour of petitioner subject to furnishing surety bond in the sum of Rs: 200,000/- (Two Lac Rupees) with two local 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:

11.10.2025


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