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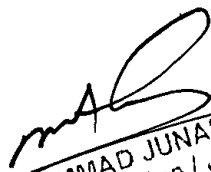
Or.....04
26.09.2025

Petitioner alongwith counsel present. Ex-parte arguments heard and record perused.

Through this order, this Court is going to dispose of an application submitted by the petitioners for provision of Succession Certificate.

Brief facts of the instant petition are that petitioner seek issuance of a Succession Certificate in his favour on the ground that he is the only legal heir/successor of deceased Mst: Ashura Jan W/O Ghulam Muhammad, R/O Qaum Behramzai Tappa Mastan Ali Nawasi, Tehsil Lower, District Orakzai who died on 11.04.2025, copy of death certificate is placed on file. That the deceased has left no other legal heir except the petitioner. That petitioner Tajdar Ali (son) is entitled to receive Rs. 341,718.41/- lying in Khyber Bank (Account No.3004100386) at Headquarter left as legacy by the deceased as per their sharia shares. That petitioner is entitled to receive the Succession Certificate accordingly.

Notice was issued in the name of General Public in News Paper Daily "AWSAF", however, no one attended the Court from the general public, hence, placed and proceeded ex-parte. Accordingly, petitioners were given opportunity to produce ex-parte evidence.


MUHAMMAD JUNAID ALAM
Civil Judge / JM-1
Orakzai at Kalay


Petitioner himself appeared and deposed as PW-01. He stated that Mst: Ashura Jan is his real mother who died on 11.04.2024. Death certificate is Ex.PW-1/1. Bank statement is Ex.PW-1/2. He further stated that his father also died. Copy of his CNIC is Ex.PW-1/3. Copy of CNIC of his mother is Ex.PW-1/4 and copy of CNIC of his father is Ex.PW-1/5.

He lastly requested for issuance of Succession Certificate in favour of petitioners.

Najmal Hassan and Tawab Ali, relatives of petitioner appeared and deposed as PW-02 & PW-03 respectively. Mother of petitioner has been died on 11.04.2024. Father of petitioner has also been died. Mother of petitioner left amount of Rs. 341,718.41 in Bank of Khyber. Copies of their CNICs are Ex.PW-2/1 & Ex.PW-3/1.

Likewise, court bailiff was directed to verify the list of legal heir of deceased Mst: Ashura Jan, who submitted his report wherein it was verified that the petitioner is the legal heir of deceased named above.

In the absence of any rebutting evidence, petitioners are hereby declared as the legal heirs of the deceased named above. Succession Certificate be issued in favour of the petitioners on furnishing surety bonds/undertaking in the sum of Rs: 400,000/- (Four lac) with two local & reliable sureties each in the like amount to the satisfaction of this Court to the effect that if there appears any other legal heir of the deceased except above named legal heirs, they would be responsible to the court, along with a blank stamp paper.


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

Before closing, it is pertinent to mention that this certificate does not confer any title to the holder of the certificate and does not conclusively determine the shares in the securities/debts, rather this certificate is issued with the sole purpose to recover the securities/debts from the department concerned. Thus, any person(s), if aggrieved, may press his/their rights through a suit before a competent Forum and to

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recover the amount received on the basis of said certificate to the extent of his/their shares on the basis thereof. Similarly, this certificate does not place bar on the right of any aggrieved person to establish his/their title and entitlement in the dues of the deceased before a competent court of jurisdiction.

In case, if there is any minor (s) legal heir, then share of the minor (s) be kept intact and shall not be dispose of without prior permission of the Court.

File be consigned to record room after its completion & compilation.

Announced:
26.09.2025



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