


Order No. 03
25.09.2025

Brother of petitioner namely Syed Haider Abbas alongwith counsel present. He filed special power of attorney on behalf petitioners. 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 recorded and closed. Ex-parte arguments also heard and record perused.

Attorney for petitioners present. Petitioner namely Mst: Bibi Maryam is the real daughter of Syed Shah Imam and Mst: Bibi Ainoos. Father and mother of petitioners have been died. Father of petitioner namely Syed Shah Imam died on 15.04.2017 and mother of petitioner namely Mst: Bibi Ainoos died on 10.08.2023. The instant petition for grant of Guardianship Certificate regarding to open bank account for petitioner submitted. It has been alleged that petitioner is the real sister of Syed Haider Abbas (special attorney). Applicant/attorney for petitioner Haider Abbas bear all the educational and medical expenditure of petitioner, therefore, he may be appointed as guardian of petitioner named above.


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

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.

Attorney for petitioner appeared and deposed as PW-01. He stated that we are three brother and one sister. FRC is Ex.PW-1/1. He further stated that his father has been died. Copy of death certificate is Ex.PW-1/2. After death of his father his mother received pension. Pension book consist of 03 pages is Ex.PW-1/3. His mother died on 10.08.2023. Copy of her death certificate is Ex.PW-1/4. Moreover, his younger sister is disabled. Disability certificate is Ex.PW-1/6. He lastly requested for issuance of guardianship certificate in her favour.

Syed Muhammad, maternal uncle of petitioner appeared and deposed himself as PW-02. He stated that parent of petitioner has been died. Attorney for petitioner namely Haider Abbas bear all the educational and medical expenditure of petitioner, therefore, he may be appointed as guardian of petitioner named above. Copy of his CNIC is Ex.PW-2/1.

Syed Muhammad Hassan Jan relative of petitioner appeared and deposed himself as PW-03. He stated that parent of petitioner has been

MUHAMMAD JUNAID ALAM
Civil Judge JM-II
Orakzai at Kalaya

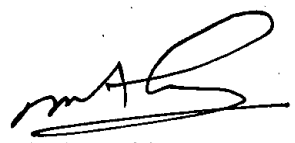
died. Attorney for petitioner namely Haider Abbas bear all the educational and medical expenditure of petitioner, therefore, he may be appointed as guardian of petitioner named above. Copy of his CNIC is Ex.PW-3/1.

There is nothing on the case file to suggest that there is conflict of interest between petitioner and his brother, 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.

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:
25.09.2025


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