


Order No. 03
17.10.2025

One Syed Shamsul Hassan alongwith counsel appeared before the court. He filed special power of attorney on behalf of petitioners. Ex-parte evidence recorded and closed. Ex-parte arguments heard and record perused.

Petitioner namely Bibi Binte Asad widow of Syed Muhammad Shaheenshah, R/O Qaum Bar Muhammad Khel, Tappa Baba Nawasi Tehsil Lower, District Orakzai has filed the instant petition for grant of Guardianship Certificate regarding her minor children namely Alia Zainab and Syed Zain Muhammad. It has been alleged that petitioner is the widow of deceased Syed Muhammad Shaheenshah who died on 13.11.2023. It is further alleged that petitioner is the natural guardian of minors named above and the interest of petitioner and minors are 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.


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

Special power of attorney appeared and deposed as PW-01. Copy of CNIC of petitioner is Ex.PW-1/1 and copy of his CNIC is Ex.PW-1/2.

Husband of petitioner died on 13.11.2023. Death certificate is Ex.PW-1/3.

Petitioner have two minor's children. FRC is Ex.PW-1/4. Bank statement is Ex.PW-1/5 and special power of attorney is Ex.PW-1/6. He lastly requested for issuance of guardianship certificate in favour of petitioner.

Syed Hamid Raza and Syed Shah Ibne Raza appeared and deposed as PW-02 & PW-03. Husband of petitioner died on 13.11.2023. Petitioner have two minor's children. Copy of their CNICs are Ex.PW-2/1 & Ex.PW-3/1.

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

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

Announced:

17.10.2025



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