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IN THE COURT OF IJAZ MAHSOOD, SCJ/SUCCESSION & GUARDIAN JUDGE  
, DISTRICT ORAKZAI

Petition No. ....6/5 of 2025.

Date of institution.....17.10.2025.

Date of decision.....17.11.2025.

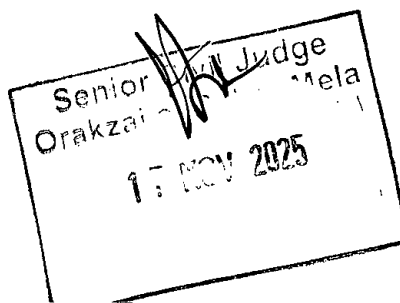
Order No.05  
17.11.2025

Petitioner present through special attorney. Arguments already heard and record perused.

This order of mine is intended to dispose of the instant petition for correction of names of Mst. Ayata Gul and Mst. Zeenat Khela, mode of minor to major of petitioners Miraj Khan and Farman Ullah in succession certificate already issued by this court as well as issuance of succession certificate in favor of legal heirs of deceased Jan Akbar.

Per record petitioner Mst. Gulshad Bibi etc applied for Succession Certificate in their favor being the legal heirs of deceased Said Min Akbar. After recording of ex-parte evidence, Succession Certificate was issued by this court vide order dated 27.11.2020 in favor of petitioners.

Petitioners contended that name of petitioners namely Mst. Ayata Gula and Mst. Zeenat Bibi are mentions as Mst. Ayata Gul and Mst. Zeenat Khela in the Succession Certificate already issued. Petitioner further requested for correction the mode of minor to major of petitioners namely Miraj Khan and Farman Ullah as they have attained the age of majority. Copy of CNICs of Miraj Khan and Farman Ullah are Ex.PW-1/6 and Ex.PW-1/2 respectively.



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Keeping in view the contents of petition and available record, name of Mst. Ayata Gula and Mst. Zeenat Bibi are entered correctly in the Amended Succession Certificate. Fresh Amended Succession Certificate issued accordingly. Previous Succession Certificate stands canceled.

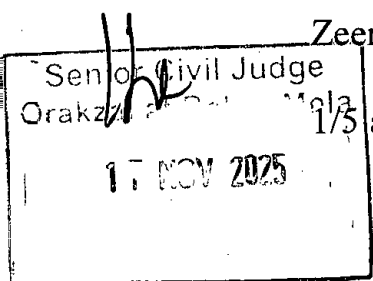
As Jan Akbar, father of deceased Said Min Akbar was alive at the time of issuance of succession certificate but later on he died, therefore; share of Jan Akbar are further divided into his legal heirs.

Legal heirs namely Gul Min Akbar (Son), Yar Min Akbar (Son), Qadeem Akbar (Son), Rahim Akbar (Son), Khadim Akbar (Son), Mst. Fazal Khela Bibi (daughter), Mst. Habiba (daughter), Mst. Amal Khela (daughter) of deceased Jan Akbar have also applied for grant of succession certificate in their favour on the ground that they are the only legal heirs/successors of deceased Jan Akbar.

Notice was issued in the name of General Public in News Paper Daily "Ausaf"; dated: 23.10.2025 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.

During course of recording evidence, Farman Ullah (Special attorney) recorded his statement as PW-01, Khial Siraj and Yarmin Akbar as PW-02 and PW-03 testified respectively. PW-01 submitted his power of attorney as Ex.PW-1/1, copy of his CNIC as Ex.PW-1/2, copy of death certificate of deceased Jan Akbar as Ex.PW-1/3, copy of CNIC of Mst.

Zeenat Bibi as Ex.PW-1/4, copy of CNIC of Mst. Ayata Gula as Ex.PW-1/5 and copy of CNIC of Miraj Khan as Ex.PW-1/6. Copies of CNICs of



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PW-02 and PW-03 are Ex.PW-2/1 and Ex.PW-3/1 respectively. Contents of the petition were reproduced and verified by the witnesses.

The available record on file prima facie establishes that petitioners No. 12 to 19 are the legal heirs of deceased Jan Akbar as there is nothing in rebuttal. Hence, petitioners will inherit the legacy of deceased as per shari shares.

In the absence of any rebutting evidence, petitioners are hereby declared as the legal heirs of the deceased Jan Akbar. Amended Succession Certificate along with list of legal heirs of deceased Jan Akbar be issued in favour of the petitioners on furnishing surety bonds/undertaking in the sum of Rs: 1,500,000/- 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 legal heirs mentioned in the succession certificate, they would be responsible to the court. Original succession certificate be given to the petitioners while copy of the certificate be placed on file.

***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 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.***

Senior Civil Judge  
Orakzai  
17 NOV 2025

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**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.**

This file be consigned to record room after necessary completion and compilation.

**Announced**  
**17.11.2025**

  
**Ijaz Mahsood**  
SCJ/Succession & guardian Judge,  
Orakzai