

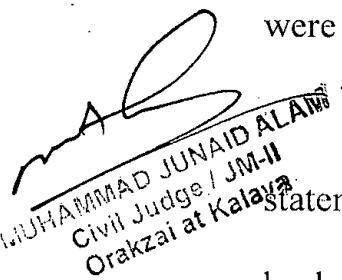
Or.....03
28.11.2025

Attorney for petitioner alongwith counsel present. Ex-parte evidence of petitioners recorded as PW-01 to PW-03 and closed. Ex-parte arguments also 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 petitioners seek issuance of a Succession Certificate in their favour on the ground that they are the only legal heirs/successors of deceased Mst: Shazmeena Jan W/O Wasid Ali Shah, Salma Batool (daughter), Rida Batool (daughter) and Yousaf Raza (Son) R/O Qaum Bar Muhammad Khel, Tappa Said Khel, Tehsil Lower, District Orakzai who died on 19.05.2022, copy of death certificate is placed on file. That the deceased has left no other legal heirs except the petitioners. That petitioners are 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.


Jalil Hassan attorney for petitioner appeared and recorded his statement as PW-01. Special attorney is Ex.PW-1/1. He stated that husband of Mst: Shazmeena Jan has been died on 19.05.2022. Petitioner have two daughter Salma Batool, Rida Batool and one son Yousaf Raza. FRC is Ex.PW-1/2. Death certificate of deceased is Ex.PW-1/3. Copy of

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

his CNIC is Ex.PW-1/4 and copy of CNIC of petitioner Mst: Shazmeena Jan is Ex.PW-1/5.

Zahir Hassan and Tanzib Khan, relative of deceased Wasid Ali appeared and deposed as PW-02 & PW-03 respectively. They stated that husband of Mst: Shazmeena Jan has been died on 19.05.2022. Petitioner have two daughters and one son. They lastly requested for issuance of succession certificate in favour of petitioner. Copies of CNICs are Ex.PW-2/1 & Ex.PW-3/1 respectively.

Likewise, court bailiff was directed to verify the list of legal heirs of deceased Wasid Ali, who submitted his report wherein it was verified that the petitioners are the legal heirs 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: 100,000/- (One 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.

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


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

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.

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:
28.11.2025



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