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COURT OF SENIOR CIVIL JUDGE, ORAKZAI AT BABER MELA

Case Title: Mst. Rafila Jan VS Public at Large

Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
Order No 04	17.05.2025	Petitioner through special attorney along with counsel present. Record is already before the court. Arguments heard and record perused. Petitioner through counsel has applied for issuance of amount deposited in the minors account of Senior Civil Judge, Orakzai in respect of minors namely Mr. Mustafa, Mst. Ayesha and Mst. Amna. Petitioner pleads that being guardian/mother of the minors, she has purchased a cow for her children named above for their livelihood. To this effect, statements of Shafi Ullah (special attorney) and Gul Janan recorded as PW-01 and PW-02 respectively. PW-01 stated that for the welfare of minors, Mst. Rafila Jan (mother/guardian) has purchased 02 cows costs Rs. 350,000/- in which amount of Rs. 200,000/- has been paid in cash while amount of Rs. 200,000 is still outstanding. He produced guardian certificate as Ex.PW-1/1, copy of affidavit regarding price of cow as Ex. PW-1/2, FRC as Ex.PW-1/3, Copy of succession certificate as Ex.PW-1/4, picture of cows as Ex.PW-1/5 and copy of CNIC of PW-01 as Ex.PW-1/6. PW-02 stated that the petitioner is his daughter and further affirmed the statement of PW-01. Copy of his CNIC is

Senior Civil Judge
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Order No 04 Continued	17.05.2025	Ex.PW-2/1. He has requested for acceptance of the application as prayed for. Perusal of the record reveals that reasonable and convincing explanation has been given by the petitioner for withdrawal of the amount for the welfare of minors. The petitioner being real-mother is both natural and legal guardian of the minor children, therefore, in these circumstances, petitioner is allowed to withdraw the amount subject to the condition that the amount shall be spent only towards the welfare of the minors as mentioned in this order sheet. The petitioner shall submit surety bonds worth of Rs. 150,000/- with two sureties each in the like amount, who shall ensure that the amount is spent on purpose stated in the application. Civil Nazir of the court is directed to disburse the share of minors to the petitioner in accordance with law after obtaining the surety bonds. File be consigned to the record room after its necessary completion and compilation. <u>Announced</u> 17.05.2025  (Ijaz Mahsood) SCJ/Succession & Guardianship Judge, Orakzai at Baber Mela
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