

Or.....04
24.09.2026

Petitioners alongwith counsel present. Publication received but no one present on behalf of public at large, hence placed and proceeded ex-parte. 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 Shahzad Khan S/O Hameed Ullah Khan, R/O Qoum Sheikhan, Tapper Samozi District Orakzai who died on 02.06.2026, copy of death certificate is placed on file. That the deceased has left no other legal heirs except the petitioners. That petitioners Mst: Bibi Aisha (Widow), Roh Afza (daughter), Zakir Ullah (son), Bibi Hashima (daughter), Khalida Bibi (daughter), Aleem Ur Rehman (son), Shaheeda Bibi (daughter), Muhammad Yousaf (Son), Noor Jahida Bibi (daughter), Muhammad Nawaz (Son), Abid Ullah (Son) and Muhammad Ismail (son) are entitled to receive Rs. 102,577/- lying in Habib Bank Limited, Branch Code (1539) vide account No. 1539-79001055-93 left as legacy by the deceased as per their sharia shares. That petitioners are entitled to receive the Succession Certificate accordingly. That they approached NADRA for grant of Succession Certificate but it was


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declined for the reason that petitioner namely Abid Ullah and Muhammad Ismail are minors (legal heirs), therefore, there is a factual controversy and they are issued decline certificate accordingly.

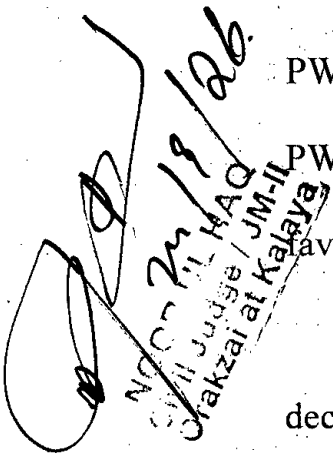
Notice was issued in the name of General Public in News Paper Daily "Ausaf", however, no one attended the Court from the general public, hence, placed and proceeded ex-parte. Accordingly, petitioners were given opportunity to produce ex-parte evidence.

Aleem Ur Rehman appeared and deposed as PW-01. He stated that he has 11 siblings. He further stated that his father died 02.06.2026 during service. Copy of his CNIC is Ex.PW-1/1. Death certificate is Ex.PW-1/2, FRC Ex.PW-1/3 and decline certificate is Ex.PW-1/4. Deceased left Rs. 102,577/- in Habib Bank Limited. Bank account detail is Ex.PW-1/5. Death certificates of father and mother of deceased are Ex.PW-1/6 & Ex.PW-1/7.

Muhammad Yousaf and Mati Ur Rehman appeared and deposed as PW-02 & PW-03 respectively. They stated that they verified statement of PW-01. They lastly requested for issuance of succession certificate in favour of petitioners.

Likewise, court bailiff was directed to verify the list of legal heirs of deceased Shahzad Khan, 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


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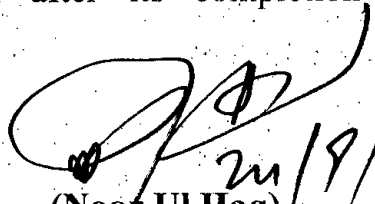
Certificate be issued in favour of the petitioners on furnishing surety bonds/undertaking in the sum of Rs: 100,000/- (One lac) with two local & reliable sureties each in the like amount to the satisfaction of this Court to the effect that if there appears any other legal heir of the deceased except 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 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:
24.09.2026


(Noor Ul Haq)
Civil Judge-II/Succession Judge,
Kafaya, Orakzai