

(4)

Khial Jamal vs Public at large.

IN THE COURT OF IJAZ MAHSOOD
Senior Civil Judge/Guardian Judge, Orakzai at Baber Mela

Petition No.08/2 of 2025

Date of institution..... 17.09.2026

Date of decision05.10.2025

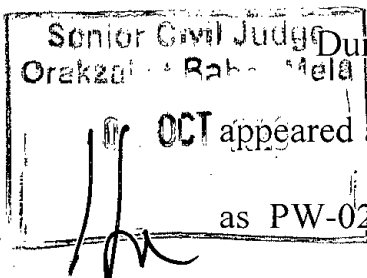
Order No. 05

05.10.2026

Petitioner in person present. Ex-parte arguments have already been heard and record gone through.

Perusal of case file reveals that the instant petition is instituted by the petitioner namely **Khial Jamal son of Habib Ullah Jan** for his appointment as legal guardian for the persons of namely 1. **Muhammad Qasim** 2. **Muhammad Yaqoob** 3. **Mst. Amra Bibi** and 4. **Afia Bibi** mentioned in the petition for the purpose of issuance Form-B and that the petitioner is their real paternal uncle and that parents have been died.

The respondents/general public were summoned through publication in newspaper "Daily Ausaf" dated: 22.09.2026, however none turned up as their legal guardian other than the petitioner. Therefore, the respondents were proceeded against ex-parte. Consequently, petitioner produced ex-parte evidence.



During course of recording evidence, Khial Jamal (petitioner) appeared and recorded his statement as PW-01. Muhammad Zahid deposed as PW-02 and Nasrat Ullah as PW-03. PW-01 produced his CNIC as Ex.PW-1/1, death certificates of parents of minors as Ex.PW-1/2 and

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Ex.PW-1/3, birth certificates of the minors as PW-1/4 to Ex.PW- 1/7.

Contents of the petition were reproduced and verified by the witnesses.

At this stage there seems to be no clash of interest between minors and the petitioner, being the real paternal, in the light of statements of witnesses produced by the petitioner, it is evident that minors are residing presently with the petitioner, who is looking after them. As a real paternal uncle, he is most likely to take care of the welfare of them. *Therefore, the petition in hand is accepted under Section-07 of Guardian & Wards Act, 1890 and petitioner is appointed as guardian of the persons of 1. Muhammad Qasim 2. Muhammad Yaqoob 3. Mst. Amra Bibi and 4. Afia Bibi for the purpose of issuance Form-B from NADRA.*

Original guardianship certificate be given to the petitioner subject to surety bonds of Rs.500,000/- (five lacs) with two local and reliable sureties, while copy of the certificate be placed on file.

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

Announced
05.10.2026


(Ijaz Mahsood)
SCJ/ Guardian Judge,
Orakzai at Baber Mela