

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI

**SMA No.83/2016**

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Date                      Order with signature(s) of Judge(s)  
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For hearing of main petition

**21.10.2016**

Mr. Muhammad Aziz Khan, Advocate for the petitioner  
Mr. Ghulam Ali, Officer Incharge, National Saving Centre,  
Gulshan-1, Karachi is present.  
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Mr. Ghulam Ali, Officer Incharge, National Saving Centre concerned, on notice of the Court, has appeared and filed detail report regarding the Defence Saving Certificates. In all these funds even the petitioner has been mentioned as nominee.

Through instant petition, petitioner Fazal Hussain S/O Yousuf Hussain brother of deceased Fatima Razi widow of (Late) Hasan Razi has applied for issuance of Succession Certificate in respect of the amounts left by deceased Fatima Razi, who died intestate on **23.06.2015** at Karachi. Original death certificate of deceased is placed on the record.

It is stated that the husband of deceased Fatima Razi had already expired on **28.5.2013** and deceased couple was issueless and at the time of death of deceased she has left behind her only legal heir the petitioner.

Photostat copy of Family Registration Certificate issued by NADRA is also available on record.

It is stated that no application has been moved to any Court and no certificate of any kind, probate or letter of administration in respect of assets mentioned in schedule of property and there is no impediments for the grant of the letter of administration.

As per schedule of properties deceased has left behind the amount in banks, insurance policy and saving certificates, as mentioned in the schedule of properties.

Affidavits of two independent witnesses namely Muhammad Javed son of Muhammad Saleem and Naeem Akhtar son of Muhammad Akhtar are also available on record.

Publication of main petition has been effected in daily "JANG" dated **04.04.2016** inviting objections, if any, however, no one has come forward to raise any objection.

All the formalities required under the law have been completed. Two independent witnesses also affirmed through their affidavits that the petitioner is the only legal heir of deceased, as such there is no impediment in the grant of this SMA, which is accordingly granted as per rules.

J U D G E