

**ORDER SHEET**  
**IN THE HIGH COURT OF SINDH, KARACHI**

**SMA No.130/2016**

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

**04.10.2016**

Mr. Iftikhar Javed Qazi, Advocate alongwith petitioner Hanif Muhammad Wadiwala for self and attorney of Mst. Jamila Bano and Muhshaq Muhammad Wadiwala.

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Through instant petition, petitioner Hanif Muhammad Wadiwala S/O deceased Allauddin R. Wadiwala has applied for issuance of Succession Certificate in respect of the assets left by deceased Allauddin R. Wadiwala, who died intestate on **27.12.2015** at Karachi. Original death certificate of deceased is placed on the record.

The deceased has left the following legal heirs: -

- |      |                         |          |
|------|-------------------------|----------|
| i.   | Mst. Jamila Bano        | daughter |
| ii.  | Habibullah Wadiwala     | Son      |
| iii. | Mst. Zubeda Bano        | daughter |
| iv.  | Hanif Muhammad Wadiwala | Son      |
| v.   | Mushtaq Ahmed Wadiwala  | Son      |

Photostat copies of CNICs 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 assets abovenamed deceased has left a sum of US \$ 38,706.10 lying in Account No.6-1-52-20615-333-297972 in Habib Metropolitan Bank, HBZ Plaza, I.I Chundrigar Road, Karachi and a sum of UAE Dirham 954,375.50 lying in Account No.2-1-1-20311-105-158748, demand deposit in the name of deceased in Habib Bank AG Zurich, Main Branch, Post Box.3306, Deira Dubai, UAE, as mentioned in the schedule of assets.

Affidavits of two independent witnesses namely Syed Manzar Hussain son of Syed Muzarar Hussain and Syed Arshad Masood son of Syed Masood Akhtar are also available on record.

Publication of main petition has been effected in daily 'THE NEWS', Karachi 06.6.2016, and in daily "JANG" dated 07.6.2016 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 legal heirs mentioned in paragraph-4 of the petition are the only legal heirs 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