

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
SMA No. 153 of 2017

Date	Order with signature of Judge
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For order on CMA No.1532/2017

06.10.2017

Petitioner is present a/w her counsel Mr. Imtiaz Khan advocate.
Ali Imran Farooqi, legal heir, Muhammad Amjad and Wilsan Lal, witnesses are also present.

The petitioner has filed this urgent application with the supporting affidavit of her son along with some medical reports to show that the petitioner is suffering from the disease lymphoma (blood cancer) and she wants to move abroad for her treatment, therefore, this urgent application has been filed for an early disposal of this SMA. The petitioner Dr. Shabnam Farooqui is present with her son Ali Imran Farooqui. So far as remaining two legal heirs Ali Omer Farooqui and Ali Aamir Farooqui are concerned, their affidavits of no objection are on record duly verified by Identity Section Management System (ISMS) of this court in which they have given their no objection to the grant letter of administration to the petitioner. They have also executed power of attorney in favour of the petitioner which is attached with their affidavits of no objection. The affidavits of Ali Imran Farooqui and petitioner are already on record. Out of two witnesses, Muhammad Amjad is present and the second witness Mohammad Miskeen is stated to be out

of Karachi, therefore, in his place the affidavit of Wilsan Lal has been filed. These two affidavits have also been verified by Identity Section Management System (ISMS) of this court. Both witnesses present in court verified that the deceased has left surviving legal heirs as mentioned in paragraph No. 4 of the petition. The Family Registration Certificate is also attached with this petition. The note of Deputy Registrar (O.S.) shows that publication of main petition was effected in daily newspaper "Jang" dated 22.06.2017 but no objection has been received. Since all requisite formalities have been complied with and there is no impediment to grant this petition, therefore, this petition is allowed. Office is directed to issue letter of administration as per rules. As far as succession certificate is concerned that may be issued on furnishing personal bond by the petitioner.

JUDGE

Aadil Arab