

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
S.M.A. No.99 of 2017

Date	Order with signature of Judge
------	-------------------------------

1.For orders on CMA No.42/2018.

01.02.2018

Ms. Shahnaz A. Razzak, Advocate for the Petitioner.

This petition was allowed on 21.12.2017 and office was directed to issue succession certificate as per rules. The petitioner is the daughter of deceased and two other legal heirs Ms. Sayeeda Shakil and Javed Saeed have already executed special powers of attorney in favour of the petitioner and in paragraph 3 of the powers of attorney they have conferred the following powers to the petitioner which is reproduced as under:

“3.To File and proceed the case for grant of Letter of Administration in concerned Session Courts and to appear before the all authorities and to obtain the same on my behalf all cheques/Pay Orders. Articles lying in Banks Courts, Nazirs of the Courts in her own name and to collect or deposit the same in her own account and to distribute the same on her sole and absolute discretion.”

Earlier, the counsel was praying that Nazir may be directed to collect the movable assets and distribute the same amongst the legal heirs. She has also given the statement to show some Behbood Saving Certificates which

are also in possession of the petitioner, however, after arguing at some length the learned counsel dropped the idea to appoint the Nazir and she requests that succession certificate may be issued on execution of personal bond in favour of the petitioner and remaining legal heirs have already executed powers of attorney in favour of the petitioner with certain powers to collect the amount and distribute the assets. In view of the above situation, CMA No.42/2018 is allowed. Let the succession certificate may be issued to the petitioner on execution of personal bond by the petitioner before the Nazir of this court. She will also be required to file the inventory and accounts in the office within the stipulated period of time.

Judge

Asif

