

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI

S.M.A. No. 182 of 2019

Date	Order with signature of Judge.
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1. For order on CMA No. 738/2019
2. For orders of main petition

10.01.2020

Mr. Riaz Muhammad Soomro, Advocate for the Petitioner.
Mr. Hassan Abdi, Advocate for the Objector.

1. Learned counsel for petitioner, upon instructions, does not press this application, hence, the same is dismissed as withdrawn.

2. Present petition has been filed under section 372 of the Succession Act for grant of the Succession Certificate in respect of the specified assets of the deceased. The report of the Deputy Registrar dated 19.09.2019 ("Report") demonstrates that the deceased is survived by three legal heirs, mentioned therein, and the requisite documentation has also been considered by the Deputy Registrar. Per the Report, consent of the legal heirs for the grant of the present petition, along with the affidavits of the witnesses, is on record. It is further stated that publication in respect hereof has also been effected in the manner required.

The order sheets dated 11.10.2019, 01.11.2019 and 19.11.2019 record that the presence of the petitioner, legal heirs, witnesses etc. has been dispensed with.

In view of the Report and the orders of this Court referred to supra, it appears that this is a non-contentious matter and there is no impediment to the grant hereof in respect of the assets of the deceased, particularized in the schedule of properties filed with the petition, in conjunction with the additional schedule of movable properties filed in pursuance of the order dated 01.11.2019. Therefore, the present petition is allowed and the office may issue a Succession Certificate in favour of the petitioner, subject to the Rules.

JUDGE

Feroz

