

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 16 of 2019

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

For hearing of main petition.

14.02.2019

Mr. Khalid Riaz, advocate for petitioner.

Through the instant petition, Petitioner Muhammad Younus Billoo has prayed for the grant of Succession Certificate and Letter of Administration in respect of moveable and immovable properties/assets, details whereof are mentioned in the Schedule of Properties attached with the memo of petition, available at page 23, which were left by his deceased father, namely, Sharif Ibrahim Billoo s/o. Ibrahim Billoo, who allegedly died on 18.03.2016 at Karachi, leaving behind (1) Mrs. Kulsoom Majeed Billo (daughter), (2) Muhammad Younus Billoo (son/petitioner), (3) Mrs. Yasmin (daughter), (4) Mrs. Nasima Billoo (daughter) and (5) Mrs. Najma Billoo as his legal heirs. Original Death Certificate of deceased as well as photostat copies of Family Registration Certificate, issued by the NADRA, title documents of the immovable properties and Deed of Partnership are also filed at page 15, 19, 21 and 31 to 79.

Legal heirs No. 1 and 3 to 5 have filed their affidavits of no objection for the grant of Succession Certificate and Letter of Administration in favour of the petitioner, while legal heir No. 5 has also executed General Power of Attorney, duly attested by the Sub-Registrar, Jamshed Town, Karachi in favour of the petitioner.

Two witnesses, namely, Syed Mohsin Ali s/o. Syed Wazir Hussain and Muhammad Abdul Nasir s/o. Muhammad Abdul Nazir have also filed their respective affidavits and affirmed that

there is no other legal heir of the deceased except mentioned above. Their affidavits are also available on record.

Notice of this petition was published in Daily "Jang" Karachi dated 20.01.2019; however, none has filed any objection to the grant of Succession Certificate and Letter of Administration to petitioner, as per the report submitted by the Deputy Registrar (OS) on 07.02.2019.

Today petitioner as well as legal heirs No. 1, 3 & 4 and above named witnesses are present. They affirm the contents of their affidavits and also verify their signatures thereon.

Since all the legal formalities/requirements have been fulfilled, there is no impediment in grant of Succession Certificate and Letter of Administration to petitioner, therefore, the petition is allowed. The office is directed to issue Succession Certificate and Letter of Administration in respect of movable and immovable properties/assets shown in the Schedule of Properties, as per rules.

J U D G E

Athar Zai