

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 33 of 2021

Date	Order with signature of Judge
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For hearing of main petition.

26.02.2021

Mr. Muhammad Imran, advocate for petitioner.

Through the instant petition, petitioner Mir Muhammad Ali has prayed for the grant of Letter of Administration in respect of immoveable property/asset, details whereof are mentioned in the Schedule of Property attached with the memo of petition, available at page 25, which was left by his deceased mother, namely, Surtaj Begum, who allegedly died on 21st February, 2019 at Michigan, U.S.A., leaving behind her six legal heirs, details whereof are mentioned in paragraph No. 2 of the memo of petition. Original Death Certificate of deceased issued by the Wayne County Clerk, Department of Community Health, State of Michigan, U.S.A. as well as photostat copies of Family Registration Certificate, issued by the NADRA and title documents of the immovable property are also filed at page 15 to 19 and 27 to 49.

Legal heirs No. 1 to 3 have filed their Affidavits of No-Objection for the grant of Letter of Administration in favour of the petitioner/legal heir No.5, while legal heirs No. 4 & 6 have executed Special Power of Attorney duly authenticated by the Attache in the Consulate General of Pakistan at Houston, Texas, U.S.A. and Consular Attache in the Consulate General of Pakistan at Chicago, U.S.A. in favour of the petitioner, which are available on record.

Two witnesses, namely, Shahid Mehdi and Mir Sajjad Mehdi 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 25th January, 2021; however, none has filed any objection to the grant of Letter of Administration to petitioner, as per the report submitted by the Deputy Registrar (OS) on 11th February, 2021.

Today petitioner and legal heirs No. 1 to 3 as well as above named witnesses are present. They affirm the contents of memo of petition as well as their affidavits and also verify their signatures made thereon.

Since all the legal formalities/requirements have been fulfilled, there is no impediment in grant of Letter of Administration to petitioner, therefore, the petition is allowed. The office is directed to issue Letter of Administration in respect of immovable property/asset shown in the Schedule of Property, as per rules.

J U D G E

Athar Zai