

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
S.M.A. No. 37 of 2020

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

03.03.2021

Mr. Afnan Saiduzzaman Siddiqui, advocate for petitioner.  
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Through the instant petition, petitioner Nauman Ilyas has prayed for the grant of Succession Certificate and Letter of Administration in respect of moveable and immoveable properties/assets, details whereof are mentioned in the Schedule of Properties attached with the memo of petition, available at page 29-31, which were left by his deceased father, namely, M. Ilyas Majeed, who allegedly died on 8<sup>th</sup> January, 2020 at Karachi, leaving behind him three legal heirs, details whereof are mentioned in paragraph No. 4 of the memo of petition. Original Death Certificate of deceased as well as photostat copies of Family Registration Certificate, issued by the NADRA, title documents of the immovable properties, bank statements, Behbood Saving Certificates and letter from Squadron Leader, Assistant Director Pension, Air Headquarter, Peshawar are also filed at page 21, 25, 41 to 101 and 105 to 109 .

Legal heirs No. 1 & 3 have filed their Affidavits of No-Objection for the grant of Succession Certificate and Letter of Administration in favour of the petitioner/legal heir No.2, which are available on record.

Two witnesses, namely, Rizwan Khursheed and M. Kausar Khan 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, Lahore and Rawalpindi dated 9<sup>th</sup> October, 2020; 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 24<sup>th</sup> December, 2020.

Today petitioner and legal heir No. 2 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. Appearance of legal heir No. 3 has already been dispensed with vide order dated 28<sup>th</sup> January, 2020.

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