

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
S.M.A. No. 67 of 2018

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

22.03.2018

Mr. Zulfiqar Ali, advocate for petitioner.

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Through the instant petition, Petitioner, Asif Iqbal s/o. Haji Ismail 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 17, which was left by his deceased mother, namely, Amina Bai, who died on 04.07.2012 at Karachi, leaving behind Haji Ismail (widower), Abdul Samad, Mst. Abida, Mst. Memoona, Mst. Anila, Asif Iqbal (petitioner), Mst. Sanobar and Hanzala Ismail as her legal heirs. Original Death Certificate of deceased 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 9 to 13 and 23 to 36.

The legal heirs, namely, Mst. Abida, Mst. Memoona, Mst. Anila, Mst. Sanobar and Hanzala Ismail have filed their affidavits of no objection for the grant of Letter of Administration in favour of the petitioner, while other legal heirs, namely, Haji Ismail and Abdul Samad have executed Special/General Power of Attorney duly attested by the Notary Public at Karachi and Additional Assistant in the Embassy of Pakistan at Muscat, Sultanate of Oman, respectively, in favour of the petitioner, who has also filed affidavits of no objection on their behalf.

Two witnesses, namely, Muhammad Salam Sakhiyani s/o. Muhammad Siddiq and Noman s/o. Mushtaq Ahmed 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 19.02.2018; 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 15.03.2018.

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