

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 60 of 2019

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

01.10.2019

Mr. Khursheed Ahmed Qureshi, advocate for petitioner.

Through the instant petition, Petitioner Syeda Mamuna Tahseen has prayed for the grant of Letter of Administration in respect of immoveable properties/assets, details whereof are mentioned in the Schedule of Properties attached with the memo of petition, available at pages 13-19, which were left by her deceased husband, namely, Abdul Rasheed Memon s/o. Ghulam Hussain Memon, who allegedly died on 19.01.2018 at Karachi, leaving behind (1) Syeda Mamuna Tahseen (widow/petitioner), (2) Muhammad Ahmed (son), (3) Mrs. Sabiha Rasheed (daughter), (4) Mrs. Rabia Riaz (daughter) and (5) Mrs. Samia Rasheed (daughter) as his 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 properties are also filed at page 9, 11 and 25 to 185.

Legal heirs No. 2, 3 & 5 have filed their affidavits of no objection for the grant of Letter of Administration in favour of the petitioner, while legal heir No. 4 has executed Special Power of Attorney duly attested by the Consular Attache in the High Commission of Pakistan at London, UK in favour of legal heir No.2, who has also filed affidavit of no objection on her behalf for the grant of Letter of Administration in favour of the petitioner.

Two witnesses, namely, Abdul Hameed s/o. Ghulam Hussain Memon and Abdul Hafeez s/o. Malik Muhammad 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 26.02.2019; 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 28.03.2019.

On 17.04.2019 petitioner and legal heirs No. No. 2, 3 & 5 as well as above named witnesses made their presence before this Court.

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 properties/assets shown in the Schedule of Properties, as per rules.

J U D G E

Athar Zai