

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 76 of 2021

Date

Order with signature of Judge

For hearing of main petition.

11.03.2021

Mr. Farmanullah Khan, advocate for petitioner.

Through the instant petition, petitioner Fatima Akhtar has prayed for the grant of Succession Certificate in respect of moveable properties/assets, details whereof are mentioned in the Schedule of Properties attached with the memo of petition, available at page 13, which were left by her deceased husband, namely, Imtiaz Ahmed Siddiqui, who allegedly died on 18th August, 2019 at Karachi, leaving behind him five legal heirs, details whereof are mentioned in paragraph No. 2 of the memo of petition. Original Death Certificate of deceased as well as photostat copies of Family Registration Certificate, issued by the NADRA, bank statements and Defence Saving Certificates are also filed at page 9, 11 and 19 to 39/C.

Legal heirs No. 2 to 5 have filed their Affidavits of No-Objection for the grant of Succession Certificate in favour of the petitioner/legal heir No.1, which are available on record.

Two witnesses, namely, Sardar Ahmed Khan and Faraz 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 dated 3rd February, 2021; however, none has filed any objection to the grant of Succession Certificate to petitioner, as per the report submitted by the Deputy Registrar (OS) on 25th February, 2021.

Today petitioner and legal heirs No. 2 to 5 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 Succession Certificate to petitioner, therefore, the petition is allowed. The office is directed to issue Succession Certificate in respect of movable properties/assets shown in the Schedule of Properties, as per rules.

J U D G E

Athar Zai