

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
S.M.A. No. 74 of 2018

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

05.04.2018

Syed Zia-ud-din Nasir, advocate for petitioner.

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Through the instant petition, Petitioner, Mst. Hanifa Bano has prayed for the grant of Succession Certificate and Letter of Administration in respect of moveable and immovable properties/assets, details whereof are mentioned in the Schedule of Properties attached with the memo of petition, available at page 25, which were left by her deceased husband, namely, Muhammad Anwar Javed s/o. Muhammad Sadiq, who died on 28.01.2018 at Karachi, leaving behind Mst. Hanifa Bano (petitioner), Mst. Zahida Amjad, Mst. Abida, Mst. Rabia Anwar, Mst. Sadia Anwar, Zahid Anwar, Naveed Anwar and Fahad Anwar as his legal heirs. 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 and documents of vehicle are also filed at page 31 to 49.

The major legal heirs, namely, Mst. Zahida Amjad, Mst. Abida, Mst. Rabia Anwar, Mst. Sadia Anwar, Zahid Anwar have filed their affidavits of no objection for the grant of Succession Certificate and Letter of Administration in favour of the petitioner and Special Power of Attorney duly attested by the Notary Public at Karachi in favour of the petitioner, while two legal heirs, namely, Naveed Anwar and Fahad Anwar, who are minors, are being represented by their mother, who has been appointed as their Guardian-ad-Litem.

Two witnesses, namely, Ashiq Hussain s/o. Nazir Hussain and Muhammad Azeem s/o. Khair Din 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 24.02.2018; 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 22.03.2018.

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