

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 184 of 2019

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

29.08.2019

M/s. Syed Hassan Zaki Naqvi and Syed Nasir Hussain Jafri, Attorneys of the petitioner and legal heirs, respectively, are present in person.

Through the instant petition, Petitioner Mst. Razia Batool Kazmi 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 27, which was left by her deceased husband, namely, Syed Muhammad Qamar Abbas Kazmi s/o. Syed Agha Jaffar Kazmi, who allegedly died on 19.07.2008 at London, leaving behind (1) Mst. Razia Batool Kazmi (widow/petitioner), (2) Syed Muhammad Ali Abbas Kazmi (son) and Aelya Batool Ali (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 property are also filed at page 9, 11 and 33 to 42.

Legal heirs No. 2 & 3 have filed their affidavits of no objection for the grant of Letter of Administration in favour of the petitioner as well as General Power of Attorney in favour of Syed Nasir Hussain Jafri, duly attested by the Consular Attache in the High Court of Pakistan at London, United Kingdom.

Two witnesses, namely, Syed Muhammad Murtaza Abbas Kazmi s/o. Syed Muhammad Athar Abbas Kazmi and Syed Shaharyar Rizvi s/o. Syed Mehtab Ali Rizvi 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 13.04.2019; 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 02.05.2019.

Petitioner filed this petition in person on 22.01.2019; however, since she is residing in United Kingdom, she executed General Power of Attorney in favour of Syed Hassan Zaki Naqvi, duly attested by Justice of Peace at Karachi, which is available on record.

Today both the Attorneys of the petitioner and legal heirs as well as above named witnesses are present. The Attorneys affirm the contents of memo of petition and affidavits of the petitioner as well as legal heirs and also verify their signatures thereon, while both the witnesses affirm the contents of their affidavits and also verify their signatures thereon.

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