

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 207 of 2019

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

27.09.2019

Mr. Syed Amir Ali Shah Jeelani, advocate for petitioner.

Through the instant petition, Petitioner Kamran Ashraf has prayed for the grant of Letter of Administration in respect of immovable property/asset, details whereof are mentioned in the Amended Schedule of Property attached with the memo of petition, available at page 29/A, which was left by his deceased brother, namely, Rehan Ashraf s/o. Muhammad Ashraf, who allegedly died on 03.06.2017 at Karachi, leaving behind (1) Muhammad Kamran Ashraf (brother/petitioner), (2) Mst. Rizwan Ashraf (sister), (3) Mst. Farzana Ashraf (sister), (4) Tariq Ashraf (brother), (5) Shariq Ashraf (brother), (6) Mst. Rukhsana (sister), (7) Shadman Ashraf (brother) and (8) Ms. Farhana Rizwan (sister) 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, 21, 23 and 35 to 41.

Legal heirs No. 2 to 8 have filed their affidavits of no objection for the grant of Letter of Administration in favour of the petitioner.

Two witnesses, namely, Mir Hassan s/o. Gul Hassan and Shahmir s/o. Pir Bux 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 29.04.2019; 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 29.08.2019.

On 17th September, 2019 petitioner and legal heir No. 2 to 8 as well as one of the witnesses, namely Mir Hassan made their appearance, while another witness, namely, Shahmir has appeared on 20th September, 2019. All have affirmed the contents of memo of petition as well as their respective affidavits and also verified their signatures made 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

Athar Zai