

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
S.M.A. No. 211 of 2019

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Date

Order with signature of Judge

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For hearing of main petition.

03.12.2019

Mr. Jawaid Iqbal, advocate for petitioner.

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Through the instant petition, Petitioner Najeeb-ur-Rehman has prayed for the grant of Letter of Administration in respect of immovable property/asset, details whereof are mentioned in the Schedule of Property attached with the memo of petition, available at page 25, which was left by his deceased father, namely, Abdul Rehman s/o. Muhammad Abdullah, who allegedly died on 12.12.1990 at London leaving behind (1) Mst. Najma Jabeen Hussain (daughter), (2) Mst. Farzana Cheema (daughter), (3) Mst. Rukhsana Rahooja (daughter), (4) Najeeb-ur-Rehman (son/petitioner) and (5) Habib Rehman as his legal heirs, out of whom legal heirs No. 5 also expired on 09.04.2012; therefore, his legal heirs, namely, (i) Mst. Nadra Parveen Rehman (widow), (ii) Zakir Rehman (son) and (iii) Mst. Romana Rehman (daughter) were also joined in the proceedings. Original Death Certificate of deceased Abdul Rehman and his son deceased Habib Rehman 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 17 to 21 and 31 to 39.

Legal heirs No. 2 & 3 have filed their Affidavits of No-Objection for the grant of Letter of Administration in favour of the petitioner, while legal heir No. 1 and 5(i) to (iii) have executed Special Power of Attorney duly attested by the Consular Attache in the High Commission for Pakistan at London, United Kingdom Dubai, UAE in favour of Muhammad Salam Cheema s/o. Chaudhry Muhammad Khan, who has also filed Affidavits of No-Objection on their behalf for the grant of Letter of Administration in favour of the petitioner, which are also available on record.

Two witnesses, namely, Khaleeqe Ahmed Rahooja s/o. Sher Muhammad and Muhammad Salam Cheema s/o. Chaudhry Muhammad 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 03.11.2019; 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 21.11.2019.

Today petitioner and legal heir No. 2 & 3 as well as Attorney of legal heirs No. 1 & 5(i) to (iii), who is also a witness and another witness named above 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 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