

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 202 of 2021

Date	Order with signature of Judge
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For orders on C.M.A. No. 1450/2021.

02.06.2021

Mr. Khilji Fahad Arif, advocate for petitioner.

Learned counsel for the petitioner pleads urgency and requests for taking up the matter. Urgency application is granted and consequently the matter is taken up for hearing.

Through the instant petition, petitioner Mst. Noreen Anis 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 33-35, which were left by her deceased husband, namely, Anisuddin Sheikh, who allegedly died on 9th October, 2020 at Mississauga, Canada, leaving behind him four legal heirs, details whereof are mentioned in paragraph No. 2 of the memo of petition. Original Death Certificate of deceased issued by the Registrar General, Ontario, Canada as well as photostat copies of Family Registration Certificate, issued by the NADRA, title documents of the immovable properties, bank statement, share certificates and registration documents of vehicle are also filed at page 11, 13 and 39 to 77/A.

Legal heirs No. 2 to 4 have filed their Affidavits of No-Objection for the grant of Succession Certificate and Letter of Administration in favour of the petitioner/legal heir No.1, which are available on record.

Two witnesses, namely, Tariq Kazimi and Izaan Mujtaba Kazmi 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 & Lahore dated 7th April, 2021; 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 29th April, 2021.

On 26th March, 2021 petitioner and legal heirs No.2 to 4 as well above named witnesses appeared before this Court and 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 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