

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 214 of 2017

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

15.03.2018

Mr. Khawaja Shoaib Mansoor, advocate for petitioner.

Through the instant petition, Petitioner, Mrs. Rubina Naqvi widow of late Syed Tayyab Naqvi has prayed for the grant of Succession Certificate and Letter of Administration in respect of moveable and immoveable properties/assets, mentioned in the Schedule of Properties attached with the memo of petition, available at page 21-23, which were left by her deceased husband, namely, Syed Tayyab Naqvi s/o. Syed Tasawar Hussain Naqvi, who died on 09.03.2013 at Karachi, leaving behind Mrs. Rubina Naqvi (widow/petitioner), Ms. Misbah Naqvi and Mr. Nadir Naqvi 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 and bank statements are also filed at page 17, 19 and 29 to 41.

The legal heir, namely, Misbah Naqvi has filed her affidavit of no objection for the grant of Succession Certificate and Letter of Administration in favour of the petitioner, while another legal heir, namely, Nadir Naqvi has also filed affidavit of no objection for the said purpose alongwith Special Power of Attorney both duly attested by the Consular Attache in Consulate General of Pakistan at New York, USA.

Two witnesses, namely, Amin A. Rammal s/o. Anwar Hassan Aly Rammal and Riaz Hussain s/o. Fazal Hussain Zaidi

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 19.08.2017; 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 14.09.2017.

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