

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 224 of 2020

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

09.10.2020

Mr. Amjad Khursheed, advocate for petitioner.

Through the instant petition, petitioner Abdul Rauf s/o. Abdul Samad has prayed for the grant of Succession Certificate and Letter of Administration in respect of moveable and immoveable properties/assets, details whereof are mentioned in the Schedule of Properties attached with the memo of petition, available at page 21, which were left by his deceased mother, namely, Asia Samad and sisters, namely, Ms. Sarfaraz Akhtar and Ms. Bilquis Samad, who allegedly died on 23rd December, 1993, 9th May, 2007 and 14th December, 2018, respectively, at Karachi, leaving behind (1) Abdul Rauf (son/brother/petitioner), (2) Abdul Hamid (son/brother), (3) Ms. Iqbal Akhtar (daughter/sister) and (4) Ms. Khursheed Samad (daughter/sister) as their legal heirs. Original Death Certificates of aforesaid three deceased issued by the NADRA and Nazim, Union Council Jamshed Town as well as photostat copies of Family Registration Certificate, issued by the NADRA, title documents of the immovable properties, bank statements, Share Certificate and letters from Share Registrar are also filed at page 11, 13, 15, 19 and 29 to 77.

Legal heirs No. 2 to 4 have executed General Power of Attorney duly authenticated by the Consular Attache in the Consulate General of Pakistan at New York, USA and Justice of Peace at Karachi in favour of the petitioner.

Two witnesses, namely, Ahmed Kamal s/o. Abu Tahir Askari and Abdul Karim REhmani s/o. Abdul Rahim Rehmani 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 22nd August, 2020; 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 1st October, 2020.

Today petitioner as well as above named witnesses 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 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