

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
S.M.A. No. 231 of 2017

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

01.11.2018

Mr. Mirza Adil M. Beg, advocate for petitioner.

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Through the instant petition, Petitioner Abul Ala Khan has prayed for the grant of Letter of Administration in respect of immovable properties/assets, details whereof are mentioned in the Amended Schedule of Properties attached with the memo of petition, available at page 13/A, which were left by his deceased wife, namely, Yasmeen Ala Khan, who allegedly died on 07.07.2015 at Karachi, leaving behind (i) Abul Ala Khan (husband/petitioner), (ii) Marfood Anwar (son), (iii) Mst. Nashia Khan (daughter), (iv) Mst. Najiah Ayesha (daughter) and (v) Mashood Anwar (son) as his legal heirs. Original Death Certificate and Family Registration Certificate, issued by the NADRA of deceased as well as photostat copies of title documents of the immovable properties are also filed at page 11, 13 and 21 to 53.

Legal heir No (iv) has filed her affidavit of no objection for the grant of Letter of Administration in favour of the petitioner, while legal heirs No. (ii), (iii) and (v) have executed General Power of Attorney, duly attested by the Counselor in the Embassy of Pakistan at Riyadh, Saudi Arabia, Notary Public at Karachi and Third Secretary in the Embassy of Pakistan at Riyadh, Saudi Arabia, in favour of Aamir Mansoor s/o. Mansoor Ahmed, who has also filed his affidavit of no objection for the grant of Letter of Administration in favour of the petitioner, on their behalf.

Two witnesses, namely, Mirza Nadeem Beg s/o. Mirza Arshad Beg and Muhammad Atif Shujaat Mustafa Beg s/o. Mirza Azhar Beg 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 19.09.2018; 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 11.10.2018.

Today petitioner, legal heir No. (iv), Attorney of legal heirs No. (ii), (iii) and (v) and witnesses are present. They affirm the contents of their affidavits and also verify their signatures 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 properties/assets shown in the Amended Schedule of Properties, as per rules.

J U D G E

Athar Zai