

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
S.M.A. No. 247 of 2020

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

07.12.2020

Mr. Kashif Ahmed Khiyani, advocate for petitioner.

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Through the instant petition, petitioner Muhammad Jawed 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 Schedules of Properties attached with the memo of petition, available at page 25 & 27, which were left by his deceased father, namely, Muhammad Esmail, who allegedly died on 21<sup>st</sup> March, 2019 at Karachi, leaving behind him three (3) legal heirs, details whereof are mentioned in paragraph No. 6 of the memo of petition. 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 Account Balance Report in respect of Share Certificates are also filed at page 13, 17 and 31 to 193.

Legal heir No. 1 has filed her Affidavit of No-Objection for the grant of Succession Certificate and Letter of Administration in favour of the petitioner/legal heir No.2. She as well as legal heir No. 3 have executed General Power of Attorney duly authenticated by the Justice of Peace at Karachi in favour of the petitioner, who has also filed such affidavit on their behalf for such purpose, which are available on record.

Two witnesses, namely, Dawood Habib and Muhammad Ali 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 12<sup>th</sup> September, 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 15<sup>th</sup> 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 Schedules of Properties, as per rules.

**J U D G E**

Athar Zai