

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 262 of 2020

Date	Order with signature of Judge
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1. For order on Nazir's report dated 14.12.2020.
2. For order on further office objection on main petition (Flag "A").
3. For hearing of main petition.

18.12.2020

Mr. Rana Khalid Hussain, advocate for petitioner.

1. Nazir's report dated 14th December, 2020 submitted in compliance of order dated 16th October, 2020 is taken on record.
2. In view of Nazir's report dated 14th December, 2020, office objection stands replied.
3. In view of Nazir's report dated 14th December, 2020, learned counsel for the petitioner files Amended Schedule of Properties, which is taken on record.

Through the instant petition, petitioner Syed Daniyal Haider Kazmi 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 Amended Schedule of Properties filed today, which were left by his deceased father, namely, Syed Javed Haider Kazmi, who allegedly died on 26th July, 2020 at Karachi, leaving behind him three legal heirs, details whereof are mentioned in paragraph No. 3 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, bank statement, Regular Income Certificates and Behbood Saving Certificates are also filed at page 31, 35 and 55 to 291.

Legal heir No. 2 has filed his Affidavit of No-Objection for the grant of Succession Certificate and Letter of Administration in favour of the petitioner/legal heir No.3, while legal heir No. 1 has executed Special Power of Attorney duly authenticated by the Notary Public at Karachi in favour of the petitioner, who has filed Affidavit of No-Objection for such purpose on her behalf, which are available on record.

Two witnesses, namely, Abid Hussain and Adnanullah Khan 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 16th 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 1st October, 2020.

Today petitioner and legal heir No. 2 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 Amended Schedule of Properties, as per rules.

J U D G E