

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 313 of 2019

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

30.10.2019

Mr. Javed Sattar, advocate for petitioner.

Through the instant petition, Petitioner Syed Najam-ur-Rehman has prayed for the grant of Letter of Administration in respect of immoveable properties/assets, details whereof are mentioned in the Schedule of Properties attached with the memo of petition, available at page 19, which were left by his deceased mother, namely, Shahida Ahsan w/o Riyaz-ur-Rehman, who allegedly died on 21.07.2018 at Karachi, leaving behind (1) Syed Riaz-ur-Rehman (husband), (2) Syed Raza-ur-Rehman (son), (3) Syed Najam-ur-Rehman (son/petitioner), (4) Mst. Shama Parveen (daughter), (5) Mst. Talat Parveen (daughter), (6) Mst. Naheed Asif Hasan (daughter), (7) Syed Atiq-ur-Rehman (son), (8) Mst. Aliya Parveen Rashid (daughter) and (9) Mst. Afshan Shaharyar (daughter) as her legal heirs. Original Death Certificate of deceased as well as photostat copies of Family Registration Certificate, issued by the NADRA and title documents of the immovable properties are also filed at page 13 to 17 and 23 to 52.

Legal heirs No. 1, 3, 4, 5, 8 & 9 have filed their affidavits of no objection for the grant of Letter of Administration in favour of the petitioner, while legal heirs No. 2, 6 & 7 have executed Special Power of Attorney duly attested by the Third Secretary in the Embassy of Pakistan at Abu Dhabi and Vice Consul (Accounts) in

the Consulate General of Pakistan at Jeddah, Saudi Arabia in favour of the petitioner, which are also available on record.

Two witnesses, namely, Syed Shahid Mehmood s/o. Syed Nizamuddin and Hamza Ashraf Ashrafi s/o. Shahid Jamil Ashraf 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 22.08.2019; 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 05.09.2019.

On 2nd October, 2019 petitioner and legal heirs No. 1, 3, 4, 5, 8 & 9 as well as one of the witnesses, namely Syed Shahid Mehmood made their appearance, while another witness, namely, Hamza Ashraf Ashrafi has appeared today. All have affirmed the contents of memo of petition as well as their respective affidavits and also verified their signatures made 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 Schedule of Properties, as per rules.

J U D G E