

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 299 of 2019

Date

Order with signature of Judge

For hearing of main petition.

04.12.2019

Mr. Naseer Hussain Jaffri, advocate for petitioner.

Through the instant petition, Petitioner Syed Masood Ali 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 attached with the memo of petition, available at page 25-A to 25-D, which were left by his deceased father, namely, Syed Athar Ali s/o. Syed Yousuf Ali, who allegedly died on 10.12.2018 at Karachi, leaving behind (1) Mst. Shahida Begum (widow), (2) Mst. Imrana Athar Farooqi (daughter), (3) Romana Ahson (daughter), (4) Syed Masood Ali (son/petitioner), (5) Mst. Kiran Najeeb (daughter), (6) Mst. Ghania Murad (daughter) and (7) Syed Amjad Ali (son) as his legal heirs. 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 statements and Defence Saving Certificates are also filed at page 21 to 25 and 43-A to 245.

Legal heirs No. 3, 5, 6 & 7 have filed their affidavits of no objection for the grant of Succession Certificate and Letter of Administration in favour of the petitioner, while legal heirs No. 1 & 2 have executed Special Power of Attorney duly attested by the Notary Public at Karachi in favour of the petitioner, who has also filed affidavits of no objection on their behalf.

Two witnesses, namely, Aakif Manzoor s/o. Manzoor Hussain Akhter and Syed Zahid Ali Rizvi s/o. Syed Shahid Ali Rizvi 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 03.11.2019; 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 21.11.2019.

Today petitioner and legal heirs No. 3, 5, 6 & 7 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 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

Athar Zai