

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 328 of 2020

Date

Order with signature of Judge

For hearing of main petition.

24.11.2020

Mr. Muhammad Yousuf, advocate for petitioner.

Through the instant petition, petitioner Shahid Khamisani has prayed for the grant of Letter of Administration in respect of immovable property/asset, details whereof are mentioned in the Schedule of Property attached with the memo of petition, available at page 17, which was left by his deceased father, namely, Liaquat Khamisani s/o. Abdul Ghaffar Khamisani, who allegedly died on 27th May, 2010 at Karachi, leaving behind him six legal heirs, details whereof is mentioned in paragraph No. 2 of the memo of petition. Original Death Certificate of deceased as well as photostat copies of Family Registration Certificate, issued by the NADRA and title documents of the immovable property are also filed at page 11 to 15 and 23 to 99.

Legal heirs No. 2, 4 & 6 have filed their Affidavits of No-Objection for the grant of Letter of Administration in favour of the petitioner, while legal heirs No. 1 & 5 have executed Special Power of Attorney duly authenticated by the Sub-Registrar-II, Saddar Town, Karachi in favour of petitioner, who has filed Affidavit of No-Objection for such purpose on their behalf, which are available on record.

Two witnesses, namely, Muhammad Shafi and Muhammad Ibrahim Mansuri 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 12th October, 2020; 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 5th November, 2020.

Today petitioner and legal heirs No. 2, 4 & 6 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 Letter of Administration to petitioner, therefore, the petition is allowed. The office is directed to issue Letter of Administration in respect of immovable property/asset shown in the Schedule of Property, as per rules.

J U D G E

Athar Zai