

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 385 of 2019

Date

Order with signature of Judge

For hearing of main petition.

12.11.2019

Mr. Azmat Tufail, advocate for petitioner.

Through the instant petition, Petitioner Mst. Farah Ishrat 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 19, which was left by her deceased mother, namely, Mst. Nasim Akhtar widow of Muhammad Tufail, who allegedly died on 04.08.2010 at Karachi, leaving behind (1) Muhammad Azahr (son) and (2) Mst. Farah Ishrat (daughter) as her legal heirs. Original Death Certificate of deceased as well as photostat copies of Death Certificate of her deceased husband, Family Registration Certificate, issued by the NADRA and title documents of the immovable property are also filed at page 13 to 17 and 27 to 47.

Legal heir No. 1 has filed his affidavit of no objection for the grant of Letter of Administration in favour of the petitioner.

Two witnesses, namely, Muhammad Noman s/o. Muhammad Khurshid and Muhammad Junaid Younas s/o. Muhammad Younas 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 28.09.2019; 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 24.10.2019.

Today legal heir No. 1 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