

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
S.M.A. No. 389 of 2018

---

Date	Order with signature of Judge
------	-------------------------------

---

For hearing of main petition.

14.12.2018

Mr. Muhammad Rashid, advocate for petitioner.

-----

Through the instant petition, Petitioner, Mrs. Shamim Akhtar 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 Schedule of Properties attached with the memo of petition, available at page 27 & 29, which were left by her deceased husband, namely, Muhammad Younus Zafar s/o. Mansab Dar Khan, who allegedly died on 02.10.2018 at Karachi, leaving behind (1) Mrs. Shamim Akhtar (widow/petitioner), (2) Zahid Mehmood (son) (3) Ms. Shazia Faraz (daughter) (4) Ms. Uzma Amir (daughter) , (5) Shahid Younus Zafar (son) and (6) Rahat Younus Zafar (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 registration documents of vehicle are also filed at page 19 to 25 and 37 to 113.

Legal heirs 3 to 5 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. 2 & 6 have also filed their affidavits of no objection and also executed Special Power of Attorney in favour of the petitioner, duly attested by the Consul at the Consulate General of Pakistan at Jeddah and Assistant Private

Secretary at the Consulate General of Pakistan at Manchester, England, respectively.

Two witnesses, namely, Afsar Muhammad Khan s/o. Haji Ameer Muhammad Khan and Aamir Iqbal s/o. Ghulam Mohiuddin 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 and Multan dated 19.11.2018; 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 06.12.2018.

Today petitioner, legal heirs No. 3 to 5 and witnesses are present. They affirm the contents of 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 Schedule of Properties, as per rules.

J U D G E