

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 452 of 2020

Date

Order with signature of Judge

For hearing of main petition.

26.02.2021

Mr. Saifullah, advocate for petitioner.

Through the instant petition, petitioner Khalid Habib has prayed for the grant of Succession Certificate in respect of moveable property/asset, details whereof are mentioned in the Schedule of Property attached with the memo of petition, available at page 25, which were left by his deceased father, namely, Habib Gul, who allegedly died on 24th May, 2020 at Karachi, leaving behind him five legal heirs, details whereof are mentioned in paragraph No. 3 of the memo of petition. Original Death Certificate of deceased as well as photostat copies of Family Registration Certificate, issued by the NADRA and bank statement are also filed at page 13, 17,19, 21 & 23 .

Legal heirs No. 2 to 5 have filed their Affidavits of No-Objection for the grant of Succession Certificate in favour of the petitioner/legal heir No.1, which are available on record.

Two witnesses, namely, Asim Khan and Imtiaz Gul 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 30th November, 2020; however, none has filed any objection to the grant of

Succession Certificate to petitioner, as per the report submitted by the Deputy Registrar (OS) on 24th December, 2020.

Today petitioner and heirs No. 2 to 5 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 Succession Certificate to petitioner, therefore, the petition is allowed. The office is directed to issue Succession Certificate in respect of movable property/asset shown in the Schedule of Property, as per rules.

J U D G E

Athar Zai