

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 491 of 2020

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

For hearing of main petition.

26.01.2021

Mr. Muhammad Hanif Khetana, advocate for petitioner.

Through the instant petition, petitioner Mst. Farah Khairi 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 15, which was left by her deceased mother, namely, Qamar Jahan wife of Justice (R) Haziqul Khairi, who allegedly died on 18th June, 2020 at Karachi, leaving behind her five legal heirs, details whereof are mentioned in paragraph No. 6 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, 13 and 21 to 36.

Legal heirs No. 1, 2, 4 & 5 have filed their Affidavits of No-Objection for the grant of Letter of Administration in favour of the petitioner/legal heir No.3, while legal heir No. 2 has also executed General Power of Attorney duly authenticated by the Notary Public at Karachi in favour of the petitioner, which are available on record.

Two witnesses, namely, Syed Sohaib Ahmed Naqvi and Muhammad Rashid 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 December, 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 14th January, 2021.

Today petitioner and legal heirs No. 1, 2, 4 & 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 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