

5/3-L situated Tehsil Ahmed Pur Sial
District Jhung)
Valued as per petitioners' Knowledge: Rs.200,000,000/-

Moveable property

- B) PLS saving A/c. No.0489-00210686.
Habib Bank Limited.
T.W MESS PAF BASE CHAKLALA,
Branch Rawalpindi.
- C) PLS saving A/C. No.0028-00360390-01

Further order dated 25.08.2015 reflects as under:

“Petitioners Muhammad Zobair Alam, Mrs. Rokhsana Perveen and Dr. Shaheena ZAreen Owais are present. Muhammad Anwar Alam brother of deceased No.1 appeared on 07.08.2015 before this Court and recorded his no objection in favour of petitioners. Legal heirs Naushaba Wahab and Kishawar Farooqi are present and recorded no objection in favour of petitioners. Legal heirs Dr. Mohammad Sajjad Alam and Dr. Mohammad Shahid Alam are stated to be in USA, they both have filed their affidavits of no objection, duly attested by Department of State, United States of America. Legal heir Farzana Nasreen is stated to be at Canada, she has also filed her affidavit of no objection in favour of the petitioners duly attested by Consulate General of Pakistan, Toronto. Naureen Abdul, legal heir of late Ozra Sultana, is stated to be in USA, she has also filed her affidavit of no objection, duly attested by High Commissioner for Pakistan, USA and also executed Special Power of Attorney in favour of petitioners, which are available at Pages-49 to 57. Rafiq Qureshi is legal heir and second husband of late Ozra Sultana, is respondent.”

Thereafter, matter was fixed for hearing on objection filed by Rafiq Qureshi husband of late Mrs. Ozra Sultana.

Report dated 17.04.2015 submitted by Nazir reveals that deceased was serving in Air Force and Air Force authorities are willing to transfer the property of deceased in favour of their legal heirs.

While considering the objection in shape of affidavit filed by Muhammad Rafiq Qureshi one of the legal of deceased Mrs. Ozra Sultana, it is surfaced that objections with regard to power of attorney executed by legal heirs who are living abroad and with regard to property, there is no legal objection or any independent claim. Accordingly I have no hesitation to allow the instant SMA to the extent of bank accounts as mentioned in Nazir's report, thus, Nazir shall receive amount deposited in the banks by the deceased with interest and distribute the same among the legal heirs through

cross-cheque directly or at the request of parties same may be deposited in their accounts. With regard to landed property, when candidly, there is no dispute on Legal heir-ship and independent claim, hence concerned authorities are legally bound to change "*FOTI KHATA BADAL*" as per land revenue laws. Parties would be at liberty to approach directly before the revenue authority.

JUDGE

