ORDER SHEET IN THE HIGH COURT OF SINDH AT KARACHI

SMA NO.381/2020

Date	Order with signature of Judge

For hearing of main petition.

17.12.2021

Sardar Salman Ishaque advocate alongwith Raheela Saleem, Muhammad Adnan Saleman and witneses Safdar Husain and Naveed Shakir Siddiqui.

Office note dated 12.11.2021 reflects that :-

As per contents of petition, the above named deceased expired on 18.07.2019 at Karachi. Original death certificate and family registration certificate are attached in the case file at page No.09-13 The deceased above named left behind the following legal heirs as per petition:-

- 1. Raheela Saleem, daughter
- 2. Muhammad Adnan Suleman, son, petitioner.

Legal heir No.2 is the petitioner and son of the deceased. Legal heir NO.1 has sworn affidavit of no objection in favour of petitioner (page NO.157).

Affidavits of two witnesses namely (1) Safdar Hussain son of Syed Asghar Shah and (2) Naveed Shakir Siddiqui son of Jamiluddin Siddiqui, are also on record (Page No.159-161).

As per schedule of properties (page No.15), the above named deceased has left (2) two immovable properties and Behbood Saving Certificates. Photocopies of title documents of immovable properties and movable properties are attached in the case file. (page No.23-155) while original immovable property documents have already been seen and returned.

. . . .

Publication of main petition has been effected in Daily Jang dated 30.11.2021 but none has filed any objection from any corner."

Since there is no objection from any corner, thus petition is accordingly granted. Let the Letter of Administration and Succession Certificate be issued in accordance with the Rules and subject to the condition that the properties are free from all

encumbrances. Needless to mention that Letter of Administration would be for the purpose of change of title of the subject matter properties in favour of the legal heirs and distributing moveable assets among the legal heirs under authenticated receipt(s)/cross cheque(s).

Be that as it may, custodian(s) of the record of rights is/are required to act strictly in accordance with law. In case, the title of subject matter properties are under clouds in any manner or under adjudication by any Court of law, the Custodian(s) shall not be influenced by the order of this Court.

JUDGE

Imran/PA