

**ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI**

SMA No.47 of 2023

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Order with signature of Judge(s)

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For hearing of main petition.

**22.08.2024**

Syed Noman Zahid Ali, advocate for the petitioner.

Per order dated 09.07.2024 read with Reports / Orders dated 28.09.2023 and 17.08.2024 of the Deputy Registrar (OS) ("Reports"), he has satisfied himself that all requisites to the hearing of the main petition, including its publication, have been fulfilled and no objection thereto has been received, therefore, the main petition shall be determined in terms herein.

This is a petition under Section 278 of Succession Act, 1925, praying for Letters of Administration in respect of the estate of late Abba Ali Yousuf ("Deceased"), who passed away intestate at London, England, on 20.12.2020. Per the Report, the Deceased is survived by the legal heirs mentioned in the Report and the death certificate, and the family registration certificate are recorded and having been examined by the Deputy Registrar.

The estate of the deceased comprises of immovable properties mentioned in the Reports. The Reports record that the title documents in respect of the estate have been seen/verified by the Deputy Registrar / Nazir. The Report also catalogues that publication in respect hereof was undertaken in daily Jang, Karachi on 22.08.2023 and that no objection of any sort whatsoever has been received in this regard.

The presence of attorney of petitioner, legal heirs of deceased as well as witnesses was exempted vide order dated 09.07.2024. Two witnesses have confirmed the contents of petition in their affidavits already filed herein.

In view of the foregoing, it appears that all the requisites have been completed to the satisfaction of the Deputy Registrar and there appears to be no impediment to the grant hereof, therefore, this petition is hereby allowed. The office is directed to issue letters of administration, in respect of the immovable properties recorded in the Reports, as per Rules.

Learned counsel submits on oral motion that the petitioner may be permitted to deposit the original/verified title documents of the immovable property as security for the grant of the letters of administration as it would be virtually impossible to secure the said instrument through any other means. The request appears to be reasonable and is hereby granted.

This petition stands allowed in terms herein contained.

Judge