

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI

SMA No.28 of 2024

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Date	Order with signature of Judge(s)
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1. For orders on CMA No.1332/2024.
2. For hearing of main petition.

**29.08.2024**

Mr. Muhammad Aqil, advocate for the petitioner.  
Legal heir No.1, Rafia Begum, is present.

Per order dated 28.08.2023 read with Reports / Orders dated 23.05.2024 and 07.08.2024 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 Sections 278 of Succession Act, 1925, praying for Letters of Administration in respect of the estate of late Qamar Khurshid ("Deceased"), who passed away intestate at Karachi on 10.09.2023. 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, Lahore, Multan, Rawalpindi and The News International on 02.05.2024 and 09.05.2024 respectively and that no objection of any sort whatsoever has been received in this regard.

The presence of petitioner, legal heirs, except legal heir 1 who is present in court today, of deceased as well as witnesses was exempted vide order dated 28.08.2024 and in the said order the two witnesses have confirmed the contents of their affidavits 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