

**ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. 30 of 2024**

Date	Order with signature of Judge(s)
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For hearing of main petition

04.10.2024

Mr. Mehfooz Yar Khan, advocate, for the petitioner

Shahida Parvin, Petitioner, legal heir No.1 CNIC No.42301-0719728-2

Junaid Soleja, legal heir No.2 (deceased through his legal heirs)

(a) Asma Soleja CNIC No.42301-7103396-6

(b) Nyle Soleja CNIC No.42301-4928900-9

Nudrat Raheel Soomro, legal heir No.3, through her attorney

Moushmi Benazir Soleja, legal heir No.4, through her attorney

Witness No.1, Faisal Irfan, CNIC No.42101-1408984-3

Witness No.2, Sheikh Mohammad Imran, CNIC No.42201-5586817-5

Per the Report / Order dated 08.08.2024 of the Deputy Registrar (OS) ("Report"), 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, 372 and 373 of the Succession Act, 1925, praying for Letter of Administration and Succession Certificate in respect of the estate of late Muhammad Salehin Soleja ("Deceased"). However, the pleadings and the D.R. report demonstrate that it is succession merely sought for immoveable property particularized in the schedule of property. Per the Report, the Deceased expired on 20.10.2023 at Karachi and that the petitioner and legal heirs No.3 and 4 are the legal heirs of the deceased. Since legal heir No.2 expired, subsequently his legal heirs were brought on record. The legal heirs no. 3 and 4 have executed their power of attorneys in favour of Faisal Irfan, witness No.1. The death certificate and family registration certificate are stated to have been examined by the Deputy Registrar and are also available on file. The Report records the affidavits of two witnesses, which are also on file. The Report further records that estate of the deceased comprised 50% share in (01) immoveable property, copies of title documents whereof are available on file, while the original in such regard was seen and returned. The Report also records that the publication of the main petition had been effected in the daily Jang, Karachi dated 17.05.2024 but no objection has been received from any corner in such regard. The

Report demonstrates that after having satisfied himself with the completion of the requirements, the Deputy Registrar has forwarded the matter to court for hearing of the main petition.

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 letter of administration, in respect of the immovable property recorded in the Report, as per Rules.

This petition stands allowed in terms herein contained.

Judge

Amjad