

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
S.M.A. No. 61 of 2018

Date	Order with signature of Judge
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For hearing of main petition.

21.05.2018

Mr. Mehboob Lakhani, advocate for petitioner alongwith legal heir No. ii and witness Naeem Ahmed

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Through the instant petition, Petitioner Abdul Rauf Tabani has prayed for the grant of Letter of Administration in respect of immoveable properties/assets, details whereof are mentioned in the Schedule of Properties attached with the memo of petition, available at page 17, which were left by his deceased father, namely, Muhammad Siddique Tabani s/o. Yaqoob, who died on 28.04.1995 at Karachi, leaving behind (i) Muhammad Azam Tabani (ii) Muhammad Yaqoob Tabani (iii) Abdul Rauf Tabani (petitioner), (iv) Mrs. Zohra Usman Rajkoti, (v) Mrs. Razia Bano, (vi) Mrs. Kulsoom, (vii) Mrs. Zarina Moten, (viii) Mrs. Zaitoon, (ix) Mrs. Najma Liaquat Ahmadani and (x) Mrs. Ghazala Mansoor as his legal heirs. Original Death Certificate of deceased as well as photostat copies of Family Registration Certificate, issued by the NADRA and title documents of the immovable properties are also filed at page 11 to 16 and 23 to 31.

The legal heirs No. i, ii, iv, v, vii, and x have filed their Affidavits of No-Objection for the grant of Letter of Administration in favour of the petitioner, while the petitioner has filed Affidavit of No-Objection for the grant of Letter of Administration on behalf of legal heirs No. vi, viii and ix being their Attorney, whose General Power of Attorneys, duly attested by the Attache in the Consulate General of Pakistan at Houston, USA are also available on record.

Two witnesses, namely, Sheikh Abdul Raziq s/o. Sheikh Abdul Malik Qureshi and Naeem Ahmed s/o. Muhammad Ibrahim have also filed their respective affidavits and affirmed that there is no other legal heir of the deceased except mentioned above. Their affidavits are also available on record.

Notice of this petition was published in Daily "Jang" Karachi dated 20.03.2018; however, none has filed any objection to the grant of Letter of Administration to petitioner, as per the report submitted by the Deputy Registrar (OS) on 12.04.2018.

The above named legal heirs and witnesses have appeared before this Court on 14.05.2018 & 21.05.2018 and affirmed the contents of their affidavits and also verified their signatures thereon.

Since all the legal formalities/requirements have been fulfilled, there is no impediment in grant of Letter of Administration to petitioner, therefore, the petition is allowed. The office is directed to issue Letter of Administration in respect of immovable properties/assets shown in the Schedule of Properties, as per rules.

J U D G E

Athar Zai