

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
S.M.A. No. 80 of 2019

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

12.10.2020

Ms. Madiha Siddiqui Advocate associate of Mr. Rehan Kiyani, advocate for petitioner.

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Through the instant petition, petitioner Ms. Saira has prayed for the grant of Letter of Administration in respect of immovable properties/assets, details whereof are mentioned in the Schedule of Properties attached with the memo of petition, available at page 25, which were left by his deceased mother, namely, Zamura Sultana widow of late Saifuddin, who allegedly died on 26<sup>th</sup> October, 1993 at Karachi, leaving behind (1) Ms. Saira Tauseef (daughter/petitioner), (2) Samina Aslam (daughter), (3) Sajid Ali (son), (4) Sajida Saifuddin (daughter), and (5) Abid Ali (son) as his legal heirs, out of whom legal heirs No 4 & 5 also died on 12<sup>th</sup> January, 2016 and 22<sup>nd</sup> October, 2013, respectively. Since the deceased legal heir No.4 was a divorced lady and issueless, legal heirs of deceased legal heir No.5, namely, (i) Shabana Abid (widow), (ii) Shaiz Abid (son), and Iqra Abid (daughter) were joined in this matter. Original Death Certificate of deceased Zamurad Sultana as well as photostat copy of Death Certificates of her deceased children, Family Registration Certificate, issued by the NADRA and title documents of the immovable properties are also filed at page 11, 15 to 23 and 31 to 157.

Legal heirs No. 2, 3 and 5(i) have filed their Affidavits of No-Objection for the grant of Letter of Administration in favour of the petitioner, while legal heirs No. 5(ii) & (iii) are minors, who are being

represented by their mother/legal heir No. 5(i), who has been appointed as their Guardian-ad-Litem.

Two witnesses, namely, Muhammad Akhrar s/o. Meer Afzal and Wajid Ali s/o. Sadiq Ali 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 and “Kawish” Hyderabad dated 11<sup>th</sup> & 10<sup>th</sup> January, 2020, respectively; 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 30<sup>th</sup> January, 2020.

Today petitioner and legal heirs No. 2, 3 and 5(i) as well as above named witnesses are present. They affirm the contents of memo of petition as well as their affidavits and also verify their signatures made 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