

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 97 of 2020

Date

Order with signature of Judge

For hearing of main petition.

05.08.2020

Mr. Muhammad Abu Bakar Khalil, advocate for petitioner.

Through the instant petition, petitioner Usman Ali 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 father, namely, Ashraf Mahmood s/o. Haji Roshan Ali, who allegedly died on 05.07.2016 at Karachi, leaving behind (1) Shaista Ashraf (widow), (2) Ehsan Ashraf (son), (3) Ahmed Madni (son), (4) Furqan Hasheen (son), (5) Adnan Madni (son), (6) Rehan Mustafa (son), (7) Usman Ali (son/petitioner) and (8) Ammara Ashraf (daughter) 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, 15, 17 and 31 to 121.

Legal heirs No. 1 to 6 and 8 have filed their Affidavits of No-Objection for the grant of Letter of Administration in favour of the petitioner.

Two witnesses, namely, Muhammad Haris s/o. Abdul Rasheed Syed Osaf Ali s/o. Syed Shahid 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 dated 29.02.2020; 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 19.03.2020.

Today petitioner and legal heir No. 1 to 6 and 8 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