

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
S.M.A. No. 118 of 2020

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Date

Order with signature of Judge

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For hearing of main petition.

09.09.2020

Mr. Abdul Aziz Abro, advocate for petitioner.

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Through the instant petition, petitioner Khawaja Adnan Tahir has prayed for the grant of Letter of Administration in respect of immovable property/asset, details whereof are mentioned in the Schedule of Property attached with the memo of petition, available at page 15, which was left by his deceased father, namely, Khawaja Muhammad Tahir s/o. Khawaja Muhammad Hussain, who allegedly died on 29.05.1999 at Karachi, leaving behind (1) Mst. Azra Tahir (widow), (2) Mst. Naghmana Salim (daughter), (3) Mst. Naila Akbar (daughter), (4) Imran Tahir (son), (5) Farhan Tahir (son), and (6) Khawaja Adnan Tahir (son/petitioner) as his legal heirs. Original extract from the Register of Death in respect of deceased issued by the Cantonment Executive Officer, Clifton Cantonment, Karachi as well as photostat copies of Family Registration Certificate, issued by the NADRA and title documents of the immovable property are also filed at page 11, 13 and 21 to 30.

Legal heirs No. 1 & 3 have filed their Affidavits of No-Objection for the grant of Letter of Administration in favour of the petitioner, while legal heirs No. 2, 4 & 5 have executed Special Power of Attorney duly attested by the Notary Public at Karachi, Vice Consul/Head of Chancery in the Consulate General of Pakistan at Vancouver, Canada and Consular Attache in the Embassy of Pakistan at Washington DC, USA, respectively, in favour of the petitioner, who has filed his Affidavits of No-Objection on their behalf for the grant of Letter of Administration in his favour.

Two witnesses, namely, Khalid Munir Chaudhry s/o. Muner Ahmed and Muhammad Akbar Khan s/o. Muhammad Anwar Khan 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 06.03.2020; 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 20.08.2020.

Today petitioner and legal heirs No. 1 & 3 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 property/asset shown in the Schedule of Property, as per rules.

**J U D G E**

Athar Zai