

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 172 of 2020

Date	Order with signature of Judge
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For orders on C.M.A. No. 561/2021.

05.03.2021

Mr. Mir Naqi Ali, advocate for petitioner.

For the grounds mentioned in the urgency application, the same is allowed and the matter is taken up for hearing.

Through the instant petition, petitioners, namely, (1) Syed Kashif Mateen Zaidi, (2) Syed Asif Mateen Zaidi and (3) Syed Farrukh Mateen have prayed for the grant of Succession Certificate and Letter of Administration in respect of moveable and immovable properties/assets, details whereof are mentioned in the Amended Schedule of Properties attached with the memo of petition, available at page 29, which were left by their deceased mother, namely, Mrs. Talath Mateen Zaidi, who allegedly died on 4th August, 2019 at Karachi, leaving behind only the petitioners as her surviving legal heirs. Original Death Certificate of deceased as well as photostat copies of Family Registration Certificate, issued by the NADRA, title documents of the immovable properties, bank statements and Behbood Saving Certificate are also filed at page 23, 25 and 35 to 99, while details of articles lying in Locker No. 273 maintained by the deceased at United Bank Limited, Dastagir Brach, situated in F. B. Area, Karachi are mentioned in the Nazir' report dated 27th October, 2020.

Two witnesses, namely, Shaikh Muhammad Masroor Anwar and Nasir Jamal 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 24th December, 2020; however, none has filed any objection to the grant of Succession Certificate and Letter of Administration to petitioner, as per the report submitted by the Deputy Registrar (OS) on 21st January, 2021.

On 4th February, 2021 all the three petitioners appeared before this Court, while today both the above named witnesses made their appearance. All have affirmed the contents of memo of petition as well as their affidavits and also verified their signatures made thereon.

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

J U D G E

Athar Zai