

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 182 of 2017

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

16.03.2018

Mr. Muhammad Ghaffar Khan Kakar, Adv. for petitioner.

Through the instant petition, Petitioner, Muhammad Sohail s/o. Riazuddin 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 19, which were left by his deceased father, namely, Riazuddin s/o. Sirajuddin, who died on 15.01.2017 at Karachi, leaving behind Mrs. Kamran Jahan (widow), Muhammad Amir, Muhammad Zeeshan, Muhammad Sohail (petitioner), Mst. Sana, Mst. Mehreen Javeed and Muhammad Zubair 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 13, 15, 17 and 21 to 65.

All the legal heirs have filed their affidavits of no objection for the grant of Letter of Administration in favour of the petitioner. Vide order dated 16.01.2018, the widow of the deceased, namely, Mrs. Karam Jehan, being real mother, has been appointed as next of kin of one of the legal heirs, namely, Muhammad Zubair, who is suffering from some mental disease. She has also filed affidavit of no objection on behalf of Muhammad Zubair, for the grant of Letter of Administration in favour of the petitioner

Two witnesses, namely, Javed Akhtar s/o. Muhammad Ishaq and Muhammad Zubair Khan s/o. Muhammad Arif 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 16.07.2017; 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 17.08.2017.

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