

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 194 of 2017

Date

Order with signature of Judge

For hearing of main petition.

24.01.2018.

Mr. Khalid Mehmood Siddiqui, advocate for petitioner.

Through the instant petition, Petitioner, Muhammad Younus Shariff has prayed for the grant of Succession Certificate and Letter of Administration in respect of moveable and immovable properties/assets, mentioned in the Amended Schedule of Properties attached with the memo of petition, available at page 27, which were left by his deceased father, namely, Muhammad Sharif, who died on 01.06.2015 at Karachi, leaving behind Mst. Anwar Shariff, Yasmin Shariff, Huma Javed, Aneela Irfan, Faisal Shariff, Younus Sharriff (petitioner) and Samina Shariff as his legal heirs, while Mrs. Rubina Khalid, who was daughter of the deceased died during his life time i.e. 24.11.2014. Original Death Certificate of deceased Muhammad Shariff and photostat copies of Family Registration Certificate, issued by the NADRA, death certificate of deceased Mrs. Rubina Khalid and title documents of the immovable properties, bank statements, Defence Saving Certificate, dividend warrant of share and documents of vehicle are also filed at pages 17, 29 to 181/B and 321 to 325.

All the legal heirs have filed their affidavits of no objection for the grant of Succession Certificate and Letter of Administration in favour of the petitioner.

Two witnesses, namely, Mahmood-ur-Rehman s/o. Abdur Rehman and Rehan Ahmed Khan s/o. Mushtaq Ali 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 and Daily "The News" dated 05.01.2017; 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 20.01.2017.

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