

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 238 of 2020

Date	Order with signature of Judge
------	-------------------------------

For hearing of main petition.

03.11.2020

Mr. Rao Taj Muhammad, Advocate for petitioner.

Through the instant petition, petitioner Mst. Farida Shahab has prayed for the grant of Letter of Administration in respect of immoveable properties/assets, details whereof are mentioned in the Amended Schedule of Properties filed on 17th October, 2020 in compliance of order dated order dated 7th October, 2020, available in the case file, which were left by her deceased husband, namely, Syed Shahab Ahmed s/o. Syed Jameel Ahmed, who allegedly died on 20th June, 2017 at Karachi, leaving behind (1) Mst. Farida Shahab (widow), (2) Syed Ali Moazzam (son) and (3) Syed Jazib Ali (son) 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 15, 17 and 31 to 445.

Legal heir No. 3 has filed his Affidavit of No-Objection for the grant of Letter of Administration in favour of the petitioner, while legal heir No. 2 has executed Special Power of Attorney in favour of the petitioner duly authenticated by the Consular Attache in the Embassy of Pakistan at Kuwait.

Two witnesses, namely, Muhammad Fazil Hussain Khan s/o. Muhammad Saleem and Muhammad Naeem s/o. Fida Hussain 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 5th September, 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 17th September, 2020.

On 7th October, 2020 petitioner and legal heir No. 3 as well as above named witnesses appeared before this Court and 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 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 Amended Schedule of Properties, as per rules.

J U D G E

Athar Zai