

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
S.M.A. No. 243 of 2019

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

23.08.2019

Mr. Mehmood Ahmed Khan, advocate for petitioner.

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Through the instant petition, Petitioner Hamid 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 23, which were left by his deceased father, namely, Abdul Rahim s/o. Fazal Karim, who allegedly died on 19.12.2015 at Karachi, leaving behind (1) Khalid Rahim (son), (2) Hamid (son/petitioner) and (3) Ahmed Rahim (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 13 to 17 and 31 to 63.

Legal heir No. 3 has filed his affidavit of no objection for the grant of Letter of Administration in favour of the petitioner, while petitioner has filed affidavit of no objection on behalf of legal heir No. 1, being his Attorney, who has executed General Power of Attorney, duly attested by the Notary Public at Karachi in favour of the petitioner.

Two witnesses, namely, Muhammad Salman Shaikh s/o. Shaikh Ghulam Murtaza Ansari and Muhammad Ahsan s/o. Sardar Alam 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 10.05.2019; 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 30.05.2019.

On 9<sup>th</sup> August, 2019 petitioner as well as legal heir No. 1 made their appearance, while above named witnesses have appeared today. All have affirmed the contents of memo of petition as well as their affidavits and also verified their signatures 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 Schedule of Properties, as per rules.

J U D G E

Athar Zai