

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
S.M.A. No. 263 of 2019

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

05.09.2019

Mr. Syed Maqbool Hussain Shah, advocate for petitioner.

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Through the instant petition, Petitioner, Arif Shahbaz Mir s/o. Abdul Karim Mir has 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 Schedule of Properties attached with the memo of petition, available at page 21, which were left by his deceased brother, namely, Muhammad Asif Mir, who allegedly died on 31.01.2019 at Karachi, leaving behind (1) Arif Shahbaz Mir (brother/petitioner), (2) Ms. Rehana Tabish Mir (sister), (3) Ms. Rukhsana Tassarwar Butt (sister), (4) Mohsin Mehmood Mir (brother), (5) Ms. Rizwana Salam Nagi (sister), (6) Ms. Shabana Haq (sister) and (7) Amir Mir (brother) as his 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 share certificate are also filed at page 11 to 15 and 29 to 41.

Legal heirs No. 2 to 7 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, Muhammad Anwar s/o. Manzoor Ahmed and Tasawar-ul-Haq Butt s/o. Muzaffar Din Butt 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 17.06.2019; 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 22.08.2019.

Today petitioner and legal heir No. 2 to 7 as well as above named witnesses are present. They affirm the contents of memo of petition as well as their affidavits and also verify their signatures 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 Schedule of Properties, as per rules.

J U D G E

Athar Zai