

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
S.M.A. No. 308 of 2018

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

10.12.2018

Mr. Ruquia, advocate for petitioner.

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Through the instant petition, Petitioner Muhammad Hanif has prayed for the grant of Letter of Administration in respect of immovable property/asset, details whereof are mentioned in the Schedule of Property attached with the memo of petition, available at page 17, which was left by his deceased mother, namely, Mst. Zulekhan widow of Abdul Majeed Jeevani, who allegedly died on 13.01.2012 at Karachi, leaving behind (1) Abdul Rauf (son), (2) Muhammad Hanif (son/petitioner) and (3) Muhammad Ashraf (son) as her legal heirs. Original Death Certificate of deceased as well as photostat copies of Death Certificate of deceased father of the petitioner, Family Registration Certificate, issued by the NADRA and title documents of the immovable properties are also filed at page 11 to 15 and 21 to 39.

Legal heirs No. 1 & 3 have filed their affidavits of no objection for the grant of Letter of Administration in favour of the petitioner.

Two witnesses, namely, Azeem Amin Tabba s/o. Amin Haroon Tabba and Amin Haroon Tabba s/o. Haroon Adamjee 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 19.09.2018; 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 11.10.2018.

Legal heir No. 3 appeared before this Court on 10.09.2018 and his presence was dispensed with, as he was proceeding abroad to perform his job. Petitioner, legal heir No. 1 and above named witnesses are present today. They affirm the contents of their affidavits and also verify 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 Property, as per rules.

J U D G E

Athar Zai