

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
S.M.A. No. 333 of 2018

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

11.11.2020

Mr. Muhammad Shahid Farooq, advocate for petitioner.

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Through the instant petition, petitioners, namely, (1) Shaikh Abdul Qayyum, (2) Asghar Ali (3) Abdullah Shaikh have 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 27, which was left by their deceased mother, namely, Mst. Amna Bibi, who allegedly died on 16<sup>th</sup> August, 1992 at Karachi, leaving behind (1) Shaikh Muhammad Akbar (husband), (2) Mst. Mehar Unnisa (daughter), (3) Shaikh Abdul Qayyum (son/petitioner), (4) Mst. Parveen Akhtar (daughter), (5) Asghar Ali (son/petitioner), (6) Abdullah Shaikh (son/petitioner), (7) Mst. Zaib Unnisa (daughter), (8) Mst. Khair Unnisa (daughter), (9) Mst. Badar Shaikh (daughter), (10) Shaikh Muhammad Javed Akbar (son) and (11) Shaikh Muhammad Amir Akbar (son) as his legal heirs, out of whom legal heir No. 1/husband of the deceased also died on 9<sup>th</sup> October, 2007. Original Death Certificate of deceased Mst. Amna Bibi as well as photostat copies of Death Certificate of deceased Shaikh Muhammad Akbar, Family Registration Certificate, issued by the NADRA and title documents of the immovable property are also filed at page 19 to 25 and 35 to 45.

Legal heirs No. 3 to 11 have filed their Affidavits of No-Objection for the grant of Letter of Administration in favour of the petitioners, while

legal heir No. 2 has executed Special Power of Attorney duly authenticated by the Notary Public at Faisalabad in favour of legal heir No. 10, who has also filed Affidavit of No-Objection on her behalf for the grant of Letter of Administration in favour of the petitioners, which are available on record.

Two witnesses, namely, Khursheed Alam s/o. Muhammad Shafi and Muhammad Azam Khan s/o. Abdul Ghafoor 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 dated 11<sup>th</sup> 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 1<sup>st</sup> October, 2020.

On 14<sup>th</sup> October, 2020 all the petitioners and legal heirs except legal heir No. 2 have made their appearance before this Court, while above named witnesses have appeared today. They all have 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 petitioners, therefore, the petition is allowed. The office is directed to issue Letter of Administration in respect of immovable property/asset shown in the Schedule of Property, as per rules.

J U D G E