

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI  
S.M.A. No. 332 of 2019

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

29.09.2020

Mr. Muhammad Khalil-uz-Zaman, advocate for petitioner.

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Through the instant petition, petitioner Farrukh Shahzad Khan 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 29 to 31 and 35 to 37, which were left by his deceased father, namely, Muhammad Iqbal Khan s/o. Lal Khan, who allegedly died on 7<sup>th</sup> December, 2015 at Karachi, leaving behind (1) Akhtar Nisa (widow), (2) Farrukh Shahzad Khan (son/petitioner), (3) Khurram Khan (son), (4) Adeela Khan (daughter), (5) Adnan Khan (son) and (6) Noman Khan (son) 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 and bank statements are also filed at page 19, 25, 27 and 45 to 159.

Legal heirs No. 1 & 4 have filed their Affidavits of No-Objection for the grant of Succession Certificate and Letter of Administration in favour of the petitioner, duly sworn before Assistant Registrar, Affidavit and Identity Branch of this Court on 12<sup>th</sup> April, 2019, while legal heirs No. 3 & 5 have filed such affidavits duly sworn before Attache in the Consulate General of Pakistan at Houston, USA on 19<sup>th</sup> March, 2019, which are available on record.

Two witnesses, namely, Saleem Akhtar Qasim s/o. Muhammad Qasim and Farid Khan s/o. Malik Qalandar 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 & Rawalpindi dated 29<sup>th</sup> February, 2020; 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 27<sup>th</sup> August, 2020.

On 22<sup>nd</sup> September, 2020 petitioner and legal heirs No. 1 & 4 appeared before this Court, while above named witnesses are present today. 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 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