

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 370 of 2017

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

15.02.2018

Mr. Abdul Rehman, advocate for petitioner.

Through the instant petition, Petitioner, Athar Hussain s/o. late Muhammad Ashraf Hussain, through his duly constituted Attorney, namely, Amin Ashraf Hussain, has prayed for the grant of Succession Certificate and Letter of Administration in respect of moveable and immoveable properties/assets, mentioned in the Schedule of Properties attached with the memo of petition, available at page 23, which were left by his deceased sister, namely, Ms. Saeeda Ashraf, who died on 04.10.2017 at Karachi, leaving behind Muhammad Ajmal Hussain, Athar Hussain (petitioner), Saad Ashraf and Ms. Nasreen Hussain as her legal heirs, being her real brothers and sister. Original Death Certificate of deceased Ms. Saeeda Ashraf and photostat copies of Family Registration Certificate, issued by the NADRA, and title documents of the immovable property and documents of vehicle are also filed at page 15, 17 and 29 to 49.

All the legal heirs have executed Special Power of Attorney in favour of Attorney of the petitioner, namely, Amin Ashraf Hussain, duly attested by Notary Public at Karachi, who has filed affidavits of no objection for the grant of Succession Certificate and Letter of Administration in favour of the petitioner.

Two witnesses, namely, Muhammad Tariq Ghanchi s/o. Suleman Ghanchi and Asadullah Sophie s/o. Habibullah Sophie

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 25.12.2017; 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 25.01.2018.

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