

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 383 of 2020

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

08.02.2021

Mr. Imran Rana, advocate for petitioner.

Through the instant petition, petitioner Muhammad Khurram Aftab has prayed for the grant of Letter of Administration in respect of 1/3rd share in the immovable properties/assets, details whereof are mentioned in the Schedule of Properties attached with the memo of petition, available at page 19, which were left by his deceased father, namely, Malik Aftab Hussain, who allegedly died on 6th September, 2017 at Karachi, leaving behind him six legal heirs, details whereof are mentioned in paragraph No.4 of the memo of petition. Original Death Certificate of deceased as well as photostat copies of Family Registration Certificate, issued by the NADRA and title documents of the immovable properties are also filed at page 11, 15, 17 and 25 to 48.

Legal heirs No. 2, 4 & 6 have filed their Affidavits of No-Objection for the grant of Letter of Administration in favour of the petitioner/legal heir No.3, while legal heirs No. 1 & 5 have executed Special Power of Attorney duly authenticated by the Notary Public at Gujranwala in favour of legal heir No. 4, which are available on record.

Two witnesses, namely, Imran Nazir Malik and Muhammad Adeel 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 28th November, 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 28th January, 2021.

Today petitioner and legal heirs No. 2, 4 & 6 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 made 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 Properties, as per rules.

J U D G E

Athar Zai