

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 391 of 2018

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

20.12.2018

Mr. Dildar S.M. Shaikh, advocate for petitioner.

Through the instant petition, Petitioner Muhammad Saud Chishti has prayed for the grant of Letter of Administration in respect of immoveable property/asset, details whereof are mentioned in the Schedule of Property attached with the memo of petition, available at page 19, which was left by his deceased parents, namely, Masood Ahmed Chishti and Mrs. Rizwana Chishti, who allegedly died on 26.04.1998 and 04.02.2004, respectively at Karachi, leaving behind (1) Muhammad Saud Chishti (son/petitioner), (2) Mst. Sariya Chishti and (3) Mst. Rabbia Khan as their legal heirs. Original Death Certificates of both deceased as well as photostat copies of Family Registration Certificate, issued by the NADRA and title documents of the immovable property are also filed at page 13 to 17 and 25 to 37.

Legal heirs No. 2 & 3 have filed their affidavits of no objection for the grant of Letter of Administration in favour of the petitioner.

Two witnesses, namely, Farasat Ali Khan s/o. Ishrat Ali Khan and Faisal Qureshi s/o. Mumtaz Ahmed Qureshi 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 26.11.2018; 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 13.12.2018.

Today legal heirs No. 2 & 3 and above named witnesses are present. 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 property/assets shown in the Schedule of Property, as per rules.

J U D G E

Athar Zai