

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 441 of 2018

Date	Order with signature of Judge
------	-------------------------------

For hearing of main petition.

12.02.2019

Mr. Aziz-ur-Rehman Akhund, advocate for petitioner.

Through the instant petition, Petitioner Omer Farooq Azim has 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 13, which was left by his deceased mother, namely, Mst. Rasheeda Mazhar widow of Qazi Mahar Azim, who allegedly died on 09.09.2017 at Karachi, leaving behind (1) Omar Farooq Azim (son/petitioner), (2) Ms. Rehana Azim (daughter) and (3) Ms. Mona Azim (daughter) as her legal heirs. Original Death Certificate of 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 9, 11 and 19.

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, Syed Muhammad Arif Ali s/o. Syed Muhammad Hashim Ali and Muhammad Farooq Khan s/o. Muhammad Ibrahim 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 26.12.2018; 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 24.01.2019.

Today petitioner as well as 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/asset shown in the Schedule of Property, as per rules.

J U D G E

Athar Zai