

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 462 of 2019

Date

Order with signature of Judge

For hearing of main petition.

16.12.2019

Mr. Mazhar Imtiaz Lari, advocate for petitioner.

Through the instant petition, petitioner Nadeem Ahmed has prayed for the grant of Succession Certificate in respect of moveable properties/assets, details whereof are mentioned in the Schedule of Properties attached with the memo of petition, available at page 39, which were left by his deceased brother, namely, Haroon Ahmed s/o. Maudud Ahmed Faruqi, who allegedly died on 5th August, 2016 at Karachi, leaving behind (1) Mehrunissa Ahmed (sister), (2) Fatima Ahmed (sister) and Nadeem Ahmed (brother/petitioner) as his legal heirs. Original Death Certificate of deceased as well as photostat copies of Family Registration Certificate, issued by the NADRA, bank statements and Share Certificates are also filed at page 19, 21/A, 23 and 47 to 57.

Legal heirs No. 1 & 2 have filed their Affidavits of No-Objection for the grant of Succession Certificate in favour of the petitioner.

Two witnesses, namely, Muhammad Arif s/o. Abdul Rasheed Siddiqui and Muhammad Irshad Siddiqui s/o. Muhammad Yasin 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 18th November, 2019; however, none has filed any objection to the grant of Succession Certificate to petitioner, as per the report submitted by the Deputy Registrar (OS) on 28th November, 2019.

Today petitioner and legal heirs No. 1 & 2 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 Succession Certificate to petitioner, therefore, the petition is allowed. The office is directed to issue Succession Certificate in respect of movable properties/assets shown in the Schedule of Properties, as per rules.

J U D G E

Athar Zai