

ORDER SHEET
IN THE HIGH COURT OF SINDH AT KARACHI
S.M.A. No. 476 of 2020

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

24.02.2021

Mr. Muhammad Riaz Khan, advocate for petitioner.

Learned counsel for the petitioner files affidavit of third party witness, namely, Ghulam Shabbir, which is taken on record.

Through the instant petition, petitioner Mst. Hina Farooq 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 17, which was left by her deceased husband, namely, Farooq Ahmed, who allegedly died on 20th January, 2000 at Karachi, leaving behind him four legal heirs, details whereof are mentioned in paragraph No. 3 of the memo of petition. Original Death Certificate of deceased issued by the Cantonment Executive Officer, Clifton Cantonment, Karachi 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 15, 15/A and 27.

Legal heirs No. 3 has filed her Affidavit of No-Objection for the grant of Letter of Administration in favour of the petitioner/legal heir No.2, duly sworn before Assistant Registrar, Affidavit and Identity Branch of this Court, while legal heir No. 1 has filed such affidavit duly sworn before Assistant Registrar, Affidavit and Identity Branch of this Court at her

home, who has also executed Special Power of Attorney duly authenticated by the Notary Public at Karachi in favour her son, namely, Sharifuddin Memon, who has filed such Affidavit of No-Objection. Legal heirs No. 3 & 4 have also executed Special Power of Attorney duly authenticated by the Notary Public at Karachi in favour of their mother petitioner/legal heir No.2, who has filed such Affidavit of No-Objection on behalf of legal heir No. 4, which are available on record.

Two witnesses, namely, Kamal Habib and Ghulam Shabbir 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 13th December, 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 24th December, 2020.

Today petitioner and Attorney of legal heir No. 1 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 property/asset shown in the Schedule of Property, as per rules.

J U D G E