

ORDER SHEET  
IN THE HIGH COURT OF SINDH, KARACHI

SMA No.183 of 2015

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Date	Order with signature of Judge
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1. For order on CMA No.1861/2016.
2. For order on CMA No.1455/2016.
3. For order on Nazir's Report dated 16.12.2016.

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30.12.2016.

Mr. Muhammad Yousuf Naz, Advocate alongwith Petitioner Zahid Rasheed.

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1. Granted.
- 2-3. Through this application, the petitioner seeks amendment/extension in Letter of Administration granted on 17.03.2016.

It appears that in this matter, the Letter of Administration as well as Succession Certificate was granted after orders of this Court dated 18.12.2015, whereby, a Commissioner was appointed to inspect a Locker belonging to the deceased, whereafter, Nazir furnished his Report and various immovable properties were discovered including Bank Accounts in the name of the deceased. However, per learned Counsel thereafter certain further Shares have been discovered, which have been detailed in CMA No.1455/2016. Subsequently, when this application was placed before this Court, Nazir was directed to verify the status of Shares so stated in the application pursuant to which Nazir has furnished two Reports dated 18.11.2016 and 16.12.2016, whereby, it has been confirmed on the basis of reports given by the Shares Registrars that there are 602 and 301 Shares of Orix Modaraba against Folio No.L003861 & R000432 and 135 Shares

of PIA. Alongwith this application, other legal heirs have sworn their affidavits and so also the two witnesses to the Succession Petition.

The grant of extension to Letter of Administration and Succession Certificate in terms of Section 376 & 377 of the Succession Act, 1925, has been dealt with and approved by this Court in the case of **Miss. Soonabai Hormusji Patel and Mr. Dhunjishaw Hormusji Patel (PLD 1993 Karachi 619) and Muhammad Shafiq: in the matter of (PLD 2014 Sindh 541-DB)**, however with the exceptions that if and when any such extension is sought and granted, necessary follow up formalities shall, ordinarily, come up for observance and compliance.

In the circumstances, since no one has objected, there appears to be no impediment in the grant of listed application, which is accordingly allowed and 602 and 301 Shares of Orix Modaraba against Folio No.L003861 & R000432 and 135 Shares of PIA are also included in the Letter of Administration granted vide Order dated 17.03.2016 in accordance with rules and on completion of such formalities and submission of securities as were directed in Order dated 17.03.2016 while granting Letter of Administration including publication of Notice in Newspaper inviting objections.

Application stands allowed in the above terms.

JUDGE