



ORDER SHEET
HIGH COURT OF SINDH AT KARACHI
SMA No.325 of 2021

Date Order with signature of Judge

For hearing of main petition

16.7.2021

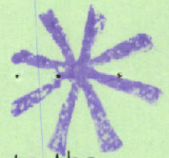
Mr. Shamsuddin Bhayo, advocate for the petitioner along with the
petitioner and witnesses

The petitioner Haseeb-ur-Rehman is son of the deceased, namely, Abdul Rehman, who died at Karachi on 07.02.2016 while the mother/widow of deceased namely Meherun Nisa died on 12.11.2020. The petitioner has filed the instant SMA praying for issuance of Letter of Administration in respect of the immovable properties and Succession Certificate in respect of movable properties left behind by the said deceased, as mentioned in the Schedule of properties of the petition. The following legal heirs have been left behind by the deceased.

<u>Sr.No.</u>	<u>Name</u>	<u>Relation</u>	<u>CNIC No.</u>
1.	Mrs. Meherun Nisa	Widow(now dead)	42301-1950590-4
2.	Ansiur Rehman	Son	42301-3260266-9
3.	Hafeezur Rehman	Son	42301-2484311-3
4.	Mrs. Paras Kazi	Daughter	42301-2046629-8.
5.	Mujeebur Rehman	Son	42301-5581460-9
6.	Haseebur Rehman	Son	42301-3658077-3

Notice of the SMA was published in the daily Jang dated 04.05.2021. None has appeared from any quarter to raise any objection. The legal heirs of the aforesaid deceased namely Haseebur Rehman and Mrs. Paras Kazi are present in the Court whereas the other legal heirs namely Anisur Rehman, Hafeezur Rehman and Mujeebur Rehman are out of country and have given Power of Attorney to the legal heir No.4 namely Mrs. Paras Kazi duly endorsed by the concerned Embassy.

Two independent witnesses, namely, Akbar Noor son of Noor Muhammad and Muhammad Saleem Khatri son of Zia Muhammad are present in the Court, who have supported the version of the petitioner, by filing their affidavits.

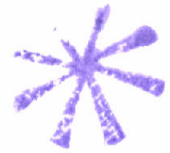


Since all the legal heirs of the deceased have no objection to the issuance of letter of administration and Succession Certificate in favour that there are no other legal heirs of the deceased except those mentioned above and none has appeared from any quarter to raise any objection despite publication of the notice, hence there is no impediment to grant this SMA/petition. The same therefore is allowed and the office is directed to issue letter of administration / Succession Certificate in favour of the petitioner, however subject to rules.

JUDGE

1. For Order on CMA No. 2025/2021 (if granted)

2. For Order on CMA No. 2026/2021



ORDER SHEET
HIGH COURT OF SINDH AT KARACHI
SMA No.325 of 2021

Date

Order with signature of Judge

1. For orders on CMA. No.2025/21
2. For orders on CMA. No.2026/21

19.7.2021

Mr. Rajandas , advocate for the petitioner

1. Urgency granted.
2. Counsel states that vide order dated 16.7.2021 the instant SMA was granted subject to furnishing the surety, which the petitioner was unable to arrange. He therefore, prays that in the interest of justice the original title documents of the properties mentioned in the schedule of the properties be kept as surety for grant of this SMA.

Nazir of this Court is directed to keep the original title documents of the properties, mentioned in the schedule of properties, as surety thereafter Succession Certificate/Letter of Administration may be issued in favour of the petitioner after fulfilling all the codal formalities as per rules. The petitioner is also directed to furnish P.R. Bond.

The application stands disposed of in the above terms.

Judge