

ORDER SHEET  
IN THE HIGH COURT OF SINDH AT KARACHI

**S.M.A. No. 73 of 2018**

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

**18-12-2018**

Mr. Ghulam Muhammad, Advocate for petitioner.

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Mr. Ulagh Sultan died on 16-4-2017 leaving behind the heirs listed in paragraph 3 of the Petition. It appears from the note of the Deputy Registrar (OS) dated 28-3-2018 that all formalities, but one, had been complied with by the Petitioner. The only objection raised was that the power of attorney executed by Fauzia Mumtaz and Mirza Amir Sultan had not been attested. On 5-12-2018 this Court ordered that the Petitioner file fresh attested power of attorneys for both the forenamed legal heirs. In compliance of the order of the Court, the Petitioner filed the requisite power of attorney under cover of statement dated 12-12-2018. The office has raised objections that the power of attorney filed is attested by a notary public and that the affidavits of the executants have not been filed. As Fauzia Mumtaz and Mirza Amir Sultan (whose identities have been checked as well as confirmed by their learned counsel) have both appeared in person and have acknowledged that they have executed the said power of attorney in favour of their brother Mirza Akmal Sultan and have also confirmed the contents of the document, the office objections are over ruled. No objections have been received to date from any quarter.

In view of the above there appears to be no impediment in the issuance of the Letter of Administration and Succession Certificate in respect of the properties listed in the Schedule to the Petition. Let the office do the needful subject to rules.

JUDGE