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IN THE COURT OF SAYED FAZAL WADOOD
ADDITIONAL SESSIONS JUDGE/JUDGE SPECIAL COURT,
ORAKZAI
(AT BABER MELA)

SPECIAL CASE NO. : 3/3 OF 2023
DATE OF INSTITUTION : 10.01.2023
DATE OF DECISION : 10.02.2023

STATE THROUGH GUL ASGHAR ASHO, PS DABOORI

.....(COMPLAINANT)

-VERSUS-

**JUMA GUL SON OF GUL FAQEER R/O QAUM MALA KHEL TAPPA
CHAR KHELA, DISTRICT ORAKZAI (ACCUSED FACING TRIAL)**

Present: Naid Wali, APP for State.

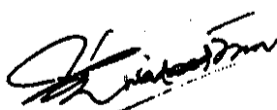
FIR No. 23 **Dated:** 12.11.2022 **U/S:** 9 (d) and 11A of the Khyber
Pakhtunkhwa Control of Narcotic Substances Act, 2019
Police Station: Daboori

JUDGEMENT
10.02.2023

The above-named accused is charged for the offence u/s
9 (d) KP CNSA vide FIR no. 23, dated 12.11.2022 of Police
Station Daboori.

(2). As per contents of FIR, the complainant Gul Ashghar
ASHO along with other police officials, made barricade on
Arhanga to Daboori road near Badan Kalay, while the accused
was stopped by the local police and searched. Local Police
recovered 2 packets of chars measuring 2000 grams and 20 grams
Ice Drug from personal possession of the accused. Consequently,
the captioned FIR was registered that given birth to the subject
case.

(3). After completion of investigation, complete challan was
put in court. The accused was summoned who accordingly


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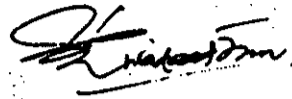
appeared before the Court and pleaded guilty for the reasons that he is a poor person, cannot afford the expenses of litigation, and that being first offenders, lenient view may be taken against them. Application is placed on file. In view of the application of accused, prosecution did not want to produce the evidence. Statement of the accused recorded u/s 342 of the Code of Criminal Procedure 1898.

(5). Perusal of case file shows that the accused was having 2000 grams of chars and 20 grams of Ice Drug in his possession; therefore, he is held guilty of the offence punishable u/s 9 (d) and 11A of KP CNSA 2019. Hence, he is convicted of the offence. But as the accused is first offenders and there is no record of his previous involvement in such like offences; therefore, he must have a chance of repentance. Keeping in view the aforementioned circumstances and the clean breast admission of the guilt by the accused, poor financial status and recovery of only 2000 grams of chars and 20 grams Ice Drug, by taking a lenient view, instead of sentencing him at once, he is placed on probation for a period of two year subject to the executing of bonds in the sum of Rs. 50,000/- with two sureties to the effect that the accused would commit no offence and to keep the peace and be of good behavior during the period of bond and to appear and receive the sentence, if called upon to do so during that period to the satisfaction of Probation Officer concerned. Accused is in custody. He be released forthwith, if not required in any other case. Case property i.e., chars be destroyed in accordance with law after the


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period provided for appeal/revision. File of this Court be
consigned to District Record Room Orakzai after necessary
completion and compilation within span allowed for.

Announced:
10.02.2023

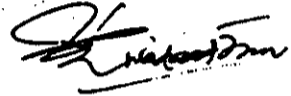


Sayed Fazal Wadood,
AD&SJ/JSC, Orakzai at Baber Mela

CERTIFICATE

Certified that this Judgment consists of three (03) pages.
Each page has been read over, corrected wherever necessary and
signed by me.

Dated: 10.02.2023



Sayed Fazal Wadood,
AD&SJ/JSC, Orakzai at Baber Mela