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IN THE COURT OF JUDICIAL MAGISTRATE-I, KALAYA, ORAKZAI

Case FIR No. 102, dated 13.10.2022, U/S 15AA, PS Kalaya

Case No.....19/3 of 2022.

Date of institution.....02.12.2022.

Date of decision.....20.02.2023.

APP for the state

Order. No. 04

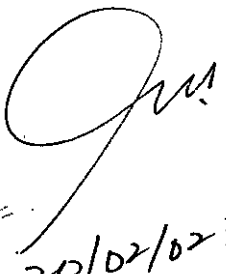
20.02.2023

APP for the state present. Accused Nikmal Hassan S/O Rakib Ali on bail present. He submitted application to the effect that he wants to plead his guilt and requested for lenient view.

As per record, accused has been charged for possessing one Kalashnikov with folding butt number 2515042 along with a fixed magazine containing 15 live rounds of 7.62 bore vide FIR No.102 dated 13.10.2022 U/S 15 AA, PS Kalaya.

Thus, on the basis of his plead guilty, the accused is hereby convicted for commission of the offence U/S 15AA. Keeping in view the whole-hearted plea of his guilt and his previous non-involvement in any such or any other criminal activity on his side, accused is sentenced to three years simple imprisonment and fine of Rs. 1,000/- for section 15AA. In default of payment of the fine, accused shall undergo three days simple imprisonment.

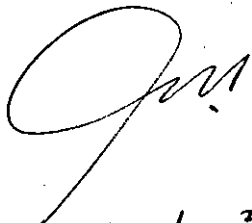
There is nothing on record which could show previous involvement of accused in such like cases, therefore, the sentence ibid is suspended and



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converted into probation and he is placed on probation for the above period under the Probation Ordinance. He shall remain under the supervision of the Probation Officer (male) for the above-mentioned period subject to furnishing bail bonds in the sum of Rs. 50,000/- with two local and reliable sureties, to the satisfaction of probation officer (male) Orakzai, with the following conditions.

1. That he shall not repeat the offence.
2. That he shall keep and maintain peace and order in the society.
3. That he must exhibit good behavior during the prescribed period of probation.
4. That he shall appear before the probation officer once in a month, which date is left to the discretion of the probation officer to be fixed.
5. That he shall not leave the country without permission of probation officer.
6. That if he violates the above conditions, the bonds will be recalled and he will be proceeded in accordance with the provision of the Ordinance *ibid*.
7. That in case of default by the convict, the direction regarding probation shall stand recalled and convict shall undergo imprisonment accordingly.


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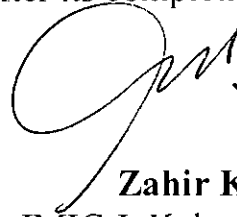
It is further added that the Probation Officer may involve the accused/convict in community services.

The Probation Officer (male) is directed to submit his report to this court about his character and conditions as aforesaid once in a quarter. Copy of this order be sent to the probation officer for compliance as per law.

Case property be dealt in accordance with law.

File be consigned to Record Room after its completion and compilation.

Announced:
20.02.2023



Zahir Khan
JMIC-I, Kalaya, Orakzai