

**IN THE COURT OF ZAHIR KHAN, JUDICIAL MAGISTRATE-I, KALAYA,**  
**ORAKZAI**

Case No..... 59/2 of 2022.

Date of institution.....03.10.2022.

Date of decision.....28.02.2023.


Case FIR No. 59, dated 13.06.2022, U/S 381 PPC, PS Kalaya

**Order No.09**  
28.02.2023

Accused is absconding. Complainant absent. Rest of the PWs have already been examined as PW-01 to PW-05.

Perusal of record shows that accused namely Zahid Ullah S/O Gul Raof, R/O Domel, Bannu is charged in the above cited case for the commission of the offence U/S 381 PPC. He is absconding.

Prosecution was allowed to produce its evidence within the meaning of Section 512 Cr. PC. Prosecution produced 05 witnesses. Complainant did not bother to appear before the court for recording his statement. Pertinent to mention here that complainant is not the eye-witness of the occurrence. PW Malak jan is the eye-witness of the occurrence and his statement has already been recorded as PW-02.

  
28/02/2023  
**ZAHIR KHAN**  
Civil Judge/JM  
Kalaya Orakzai

Exhibits:

1. Copy of FIR Ex. PA.
2. Site Plan Ex. PB.
3. Application for legal opinion Ex. PW-2/1.
4. Final report Ex. PW-2/2.

5. Applications for warrant U/S 204 Cr. PC and proclamation notices U/S 87 Cr. PC Ex. PW-4/1 & Ex. PW-4/2.

6. Challan form Ex. PW-2/3.

Keeping in view the available record and statements of PWs, this court is satisfied that a prima facie case exists against the absconding accused named above who is intentionally avoiding his lawful arrest, hence, accused is hereby declared as proclaimed offender. His name be entered in register/list of proclaimed offenders. Perpetual warrant of arrest be issued against him.

Police file be returned while file of this court be consigned to record room after necessary completion and compilation.

**Announced.**

28.02.2023



**(Zahir Khan)**

Judicial Magistrate-I,  
Tehsil Kalaya, Orakzai