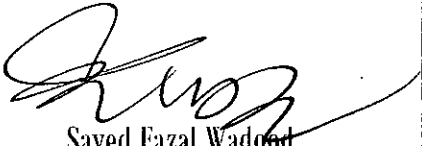


5
IN THE COURT OF ADDITIONAL SESSIONS JUDGE ORAKZAI, AT BABAR MELA

BBA No. 19/4 of 2023
Muhammad Hamas Vs State

Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
Order	28.03.2023	<p>Accused/petitioners on ad-interim pre-arrest bail along with counsel and APP for State are in attendance.</p> <p>2. This is the disposal of Pre arrest bail application presented by accused/petitioners Muhammad Hamas son of Syed Jaman Khan and Luqman Gul Raheem residents of Sayed Khel, Tehsil Domail, District Bannu.</p> <p>3. Deputy Commissioner of the District Orakzai, charged the accused/petitioners for using fake documents and signing the Domicile Certificates illegally on behalf of the District Administration Orakzai for getting admission in MBBS on reserved seat of District Orakzai. Letter of the Deputy Commissioner, Orakzai dated 26-01-2023 was converted into FIR bearing No.06 dated 31-01-2023, registered at Police Station, Central Mishti Mela under sections 420/471/468 of the Pakistan Penal Code-1860. The above named petitioners presented instant pre-arrest bail petition, which is under consideration.</p> <p>4. Arguments of counsel for the accused/petitioners and APP for State heard and record perused. Counsel for the petitioners submitted an application for addition of section 471 instead of section 463 in the petition which was later on inserted in the FIR by the prosecution. Application allowed and same correction made in the petition.</p> <p>5. On tentative assessment of record, it reveals that petitioners have specifically been named in the contents of FIR. Neither mala fide nor intention to disgrace, humiliation, harassment and dishonor on part of the complainant or prosecution is being surfaced.</p> <p>6. For what has been discussed above, instant pre arrest bail petition stands dismissed. Ad-interim pre arrest bail earlier granted to the accused/petitioners mentioned above is hereby recalled. Petitioners or their authorized agents are at liberty to withdraw the cash amount deposited with Civil Nazir in line with section-513 of the Code of Criminal Procedure, 1898.</p> <p>7. File of this Court be consigned to District Record Room after its necessary completion and compilation within the span allowed for; whereas, copy of this Order be placed on record of Police to be returned accordingly.</p> <p>8. Announced in open Court.</p> <p style="text-align: right;"> Sayed Fazal Wadood, AD&SJ, Orakzai at Baber Mela</p>