



FORM "A"

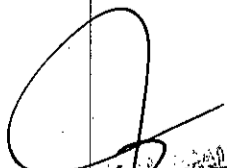
FORM OF ORDER SHEET

Court of SAYED FAZAL WADOOD, ADDITIONAL DISTRICT & SESSIONS JUDGE, ORAKZAI

Case No. 15/3 CNSA-SC of 2023

State _____ vs.... Ajmal Khan

Serial No. of Order or Proceeding	Date of Order or Proceeding	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
Order-03	04-05-2023	<p>Accused Ajmal Khan is absconding. Case file received from learned Judicial Magistrate-I, Tehsil Court Kalaya, District Orakzai in capacity of Area Magistrate for Police Station Kalaya, after recording evidence u/s 512 of the Code of Criminal Procedure, 1898. Entry has already been made in the relevant Register.</p> <p>Accused, Ajmal Khan is charged in case FIR No. 05, dated 16.01.2023, u/s 9D of KP Control of Narcotics Substance Act 2013 of Police Station Kalaya, wherein, as per contents of FIR, the complainant on 16.01.2023, laid barricade upon spy information regarding the smuggling of huge quantity of chars. Accused Ajmal Khan appeared from the direction of Anjani Bazar riding on his Motorcycle and turned his Motorcycle on noticing the Police Party. He was chased but disappeared in nearby populated area. A bag was thrown by the accused which was taken into possession by the Police. On checking the, it was containing 06 packets of chars weighing 1000 grams each packet with the total of 6000 grams.</p> <p>The accused, despite being proceeded u/s 204 of the Code of Criminal Procedure, 1898 read with Section 87, failed to put appearance. Hence, he was proceeded u/s 512 of the Code of Criminal Procedure, 1898. The court of learned Judicial Magistrate, after recording the statements of as many as six (06) PWs, has sent the file to the court of Hon'ble the District & Sessions Judge, Orakzai for issuance of perpetual warrant, which was entrusted to this Court.</p> <p>It is evident from the record that the above-named accused is</p>


 SAYED FAZAL WADOOD
 Addl. District & Sessions Judge
 Orakzai

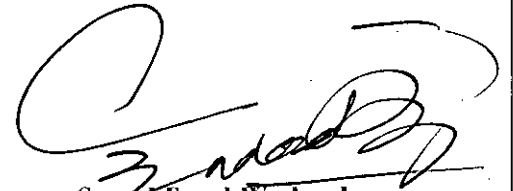
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deliberately avoiding his lawful arrest and there is no probability of his arrest in near future; hence, as per record, a prima facie case exists against the absconding accused Ajmal Khan, against whom, evidence is preserved. He being declared is proclaimed offender. Evidence recorded in absentia can be offered in the trial against the accused if the witnesses so examined were unavailable, incapable or where the attendance could not be procured conveniently.

Perpetual warrant of arrest be issued against him. District Police Officer, Orakzai is directed to enter his name in the register of proclaimed offenders. All the legal course be adopted for his arrest and he be brought before the Court as and when arrested. Case property be kept intact till final disposal of the case. File be consigned to District Record Room after necessary completion and compilation within span allowed for.

Announced
04.05.2023


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