

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

Bail Petition .....25/4 of 2023.

Date of institution.....11.04.2023.


Date of decision.....12.04.2023.

**Order.02**  
**12.04.2023**

None present for the state. Clerk of counsel for accused/petitioner present. Arguments already heard and record perused.

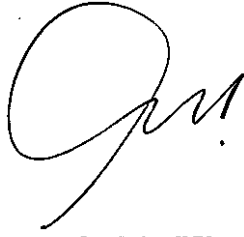
Accused/petitioner namely Gul Nawaz S/O Rooh Ullah R/O Qoam Stori Khel, Tappa Lalbi Khel, Village Sheraz Garhi, Tehsil Lower, District Orakzai is seeking his post arrest bail in Case FIR No.10 dated: 01.02.2023 U/S 11-A CNSA, Police Station Kalaya, District Orakzai.

Record shows that the offence with which accused/petitioner is charged does not fall within the ambit of prohibitory clause of Section 497 Cr. PC. In such like cases grant of bail is a rule and refusal an exception. There is no criminal history of accused/petitioner. There is nothing on record which could show that accused/petitioner is previous convicts in such like cases. Accused/petitioner has not confessed his guilt before the court. The alleged occurrence took place on 01.02.2023 and sample (01-gram ice) was sent to FSL on 05.02.2023 which is beyond the stipulated period of time. Investigation has already been completed and accused/petitioner is no more required to the local police for investigation.

  
12/04/2023  
**ZAHIR KHAN**  
**Civil Judge/JM**  
**Kalaya Orakzai**

Resultantly, application in hand is allowed. Petitioner be released on bail subject to furnishing bail bonds in the sum of Rs. 50,000/- (Fifty thousand) with two sureties each in the like amount to the satisfaction of this court. Copy of this order be placed on police as well as judicial record. File of this court be consigned to record room after necessary completion and compilation while record be retained for trial already pending before the court.

**ANNOUNCED:**  
**12.04.2023**

  
**Zahir Khan**  
JMIC-I, Kalaya, Orakzai