

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

Superdari Petition No31/4 of 2023.

Date of institution.....18.04.2023.

Date of decision.....19.04.2023.

Case FIR No. 36, dated 10.04.2023, U/S 15 & 17-AA, PS Kalaya


Order. No.02
19.04.2023

None present for the state. Petitioner along with counsel present.

Record received. Arguments of learned counsel for petitioner heard and record perused.

Petitioner, namely Ameer Jan S/O Sahi Baz R/O Qaum Malak Din Khel, Soor Dand, District Khyber is seeking return of motorcar Suzuki Mehran bearing registration No. LZZ-2155, Punjab, Chassis No. 861358, Engine number B322852 white color along with registration book and key which is taken into possession by the local police in Case FIR No. 36, dated 10.04.2023, U/S 15 & 17AA, PS Kalaya. Petitioner has annexed copy of sale deed with the petition.

Record reveals that motorcar in question has been taken into possession by the local police in the above cited case. A large number of 303 bore cartridges i.e. 1800 has been recovered from the secret cavities of the said vehicle. The vehicle is used in the commission of the offence and is case property of the case which is yet to be exhibited in trial. Furthermore, per report of IO, verification of the documents and FSL examination of the



ZAHIR KHAN
Civil Judge, IM
Kalaya Orakza

vehicle is yet to be done. Resultantly, the instant superdari petition stands dismissed.

Pertinent to mention that petitioner would be at liberty to move the court for superdari of the vehicle once the vehicle is exhibited.

The instant file be consigned to record room after completion and compilation while the requisitioned record be returned to the quarter concerned.

Announced
19.04.2023



Zahir Khan
Judicial Magistrate-I, Tehsil Kalaya,
District Orakzai