


IN THE COURT OF REHMAT ULLAH WAZIR,
CIVIL JUDGE/JM-I, ORAKZAI AT (BABER MELA)

Order-2
21/08/2019

APP for the state present. Accused through counsel present while the complainant in person present. Record received. The one Sana Ullah Khan Advocate submitted wakalatnama on behalf of the complainant and sought time for arguments. Adjourned.

File is to come up for arguments and order on

22/08/2019.


(Rehmat Ullah Wazir)
Civil Judge/JM-I,
Orakzai at (Baber Mela)
Rehmat Ullah Wazir
Civil Judge/JM-I
Orakzai at (Baber Mela)

ORDER
22/08/2019


APP for the state present. Counsel for the accused/petitioner present.

The petitioner named Hazrat Ullah S/O Ali Akber has applied for his post arrest bail in connection with case FIR No. 33 dated 08/08/2019 u/s 379 PPC registered in PS Kalaya Lower Orakzai.

Arguments heard and file perused.

Admittedly, the accused has been injured by the chegha party and then he has been shifted to the hospital for treatment etc. and also neither any stolen property is recovered nor any weapon of the alleged firing is recovered from his possession.

Further the co-accused namely Syed Qaim Ali Shah S/o Syed


Rehmat Ullah Wazir
Civil Judge/JM-I
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Badshah is already on bail. Furthermore, the offence, for which accused is charged, does not come within the prohibitory clause of 497 CrPC and such like cases, grant of bail is a rule while refusal is an exception. In addition to, accused is first offender and has got no criminal history at his credit.

For the above reasons, the instant case is of further inquiry and thus the accused is entitled to the concession of bail at this stage, hence, application in hand is accepted subject to furnishing of bail bonds to the tune of Rs: 80,000/- with two local sureties each in the like amount to the satisfaction of this court.

Copy of this order be placed on police record and File be consigned to record room.

ANNOUNCED
22/08/2019.


(Rehmat Ullah Wazir)
Civil Judge/JM-I,
Orakzai at (Baber Mela)
Rehmat Ullah Wazir
Civil Judge/JM-I
Orakzai at (Babar Mela)