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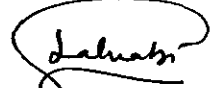
Case Title: Malak Maseet Khan VS State

Or.....01
14-07-2020

Bail Petition submitted through counsel Mr. Sana Ullah Khan advocate. Be entered in the relevant register. Notice be issued to the State for record and to complainant for 15.07.2020.


(Rehmat Ullah Wazir)
Judicial Magistrate-I,
Orakzai (at Baber Mela)

N/R
15-07-2020 P.O is on casual leave. File is to come up for previous proceeding on 17-07-2020


J. Ullah
R. Ullah


IN THE COURT OF FARMAN ULLAH,
SENIOR CIVIL JUDGE/JM, ORAKZAI AT BABER MELA

ORDER
15/07/2020

Instant file received from the court of learned Judicial magistrate Orakzai on transfer vide order of Hon'ble Sessions Judge Orakzai. Be registered.

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

The petitioners named 1. Masit Khan s/o Nadar Khan 2. Wazeer Janan s/o Abdul Manan 3. Gul Raef Khan s/o Wilayat Khan 4. Awal Meen Shah s/o Faqeer Shah 5. Alak Jan s/o Malak Janan Khan 6. Abad Gul s/o Tareen Gul 7. Niaz Bahadur Khan s/o Gul Bahadur 8. Ghulam Yaseen s/o Sher Alam 9. Noor Hassan s/o Noor Jalat Khan 10. Kashmir Khan s/o Janan Khan 11. Jamaldar s/o Sadar Khan 12. Abdur Rehman s/o


FARMANULLAH
Senior Civil Judge
Orakzai at Baber Mela

15-7-2020

(04)

Rehmeen Shah 13. Hunar Dil Khan s/o Sheraz Gul 14. Saleem Akbar s/o Jalat Khan 15. Mehboob Khan s/o Umar Gul 16. Aswat Khan s/o Khayal Khan 17. Taj Muhammad Khan s/o Yousaf Khan 18. Ezat Khan s/o Teetar Khan 19. Raheem Khan s/o Door Marjan 20. Hakim Khan s/o Zareef Khan 21. Sadiq Khan s/o Jalat Khan 22. Lajbar Khan s/o Fazal Jan 23. Badshah Mir s/o Taj Mir 24. Khwaja Mir s/o Fazal Mir 25. Khasham Khan s/o Khaliq Shah 26. Gul Amin s/o Gul Manan 27. Rafi Ullah s/o Weeran Shah have applied for their post arrest bail in connection with case FIR No. 32 dated 24/04/2020 u/s 341, 186,188,189,147,149 PPC registered in PS Kalaya Lower Orakzai.

Arguments heard and file perused.

Perusal of the record reveal that accused/petitioners are charged for offences u/s 341,186,188,189,147,149 PPC. Offences u/s 341,186,189,147,149 PPC are bailable in nature. Though offence u/s 188 is non bailable yet the punishment provided for such offence does not attract prohibitory clause of section 497 CrPC, hence the grant of bail in such cases is a rule while its refusal as exception, however, no exceptional circumstances exists in instant case. The accused/petitioners are neither previous convicted nor they have confessed their guilt.

For above, accused are entitled to the concession of bail at this stage, hence, application in hand is accepted and accused are released on bail 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 the court.

Copy of this order be placed on police record and File be consigned to record room. Record requisitioned be sent to quarter concerned.

ANNOUNCED
15.07.2020

FARMAN ULLAH
Senior Civil Judge
Orakzai at Babes
Farman Ullah
Senior Civil Judge,
Orakzai at Babes Mela.