Or   09
10-10-2019

Present:
APP Zohaib Ahmad Sher for the State
Accused Raj Wali Khan on bail
Probation Officer, District Orakzai
Rehmat Ullah and Afsar Khan, as sureties for accused

The case was fixed for prosecution evidence. However, the accused filed an application praying for disposal of case on pleading his guilt. Statement of accused in this respect was recorded and placed on file, along with notice u/s 243 CrPC and reply of accused thereto.

The accused was charged for the offence of having in his possession, without license, one Kalashnikov bearing No. 71766, along with fixed charger having 30 rounds of 7.62 bore, in case FIR No. 07 dated: 04-06-2019, u/s 15 KPAA of PS Lower Orakzai.

As the accused has pleaded his guilt, therefore, he is found guilty of the offence charged. However, keeping in view the age of the accused and the fact that he is a first-time offender, and the sole bread earner of his family, no punishment/sentence has been awarded to him and he has been directed to be released on probation for a period of **01 year**, starting from today. So that the accused may be reformed and he becomes a useful citizen of State, instead of serving any term of imprisonment.

In case of any violation of these terms or any adverse complaint against the accused by the Probation Officer, this

probation order shall stand revoked and the convict would become liable to undergo imprisonment of suitable term.

Bond, in Form C, has been obtained from the probationer and his sureties. In this respect Probation Order in Form-D has also been prepared. A copy of Probation Order has been given to the accused free of cost. Similarly, copy of Bond for keeping peace and Probation Order given to the Probation Officer.

The case property (Kalashnikov) stands confiscated to the State in terms of section 16 (2) of KPAA. Judgment announced in open court. Let this file be consigned to Record Room after its necessary completion and compilation.

Announced
10-10-2019

Jamal Shah Mahsood
ASJ-I, Orakzai (at Baber Mela)