

Order--3
30/07/2020

APP for the state present.

Petitioner along with counsel present.

Further record received and according to which the correct Chassis No. is TRH-200-0004377 and Engine No. is ITR-0072042 of the seized vehicle.

Petitioner namely Muhammad Ramzan s/o Sarfraz r/o Methi wali Tehsil Tonsa Shareef DG Khan is seeking superdari of vehicle bearing Reg No. CS-3418 Model 2004 Chassis No. TRH-200-0004377, Engine No. ITR-0072042 seized in case FIR No. 29 dated 26.07.2020 u/s 279,337 G and 427 PPC of PS Ghiljo upper Orakzai.

Arguments heard and record perused.

Perusal of the record reveals that vehicle in question was seized by the Police from the possession of son of petitioner namely Muhammad Kashif. So, petitioner is the last possessor of vehicle in question. He is also in the possession of registration documents of the vehicle. Petitioner also produced the Iqrar Nama/Sale deed in respect of vehicle in question. So the available record at present establishes the ownership of the petitioner over the vehicle in question and there is no rival claimant. Vehicle in question is also no more required for the

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investigation purposes. Moreover, the detention of vehicle at PS would damage its condition.

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In view of above discussion application in hand is accepted and vehicle in question be handed over to petitioner subject to furnishing bail bond of Rs. 1,400,000 (Fourteen lacs) with two local and reliable sureties each ~~with~~ ^{to} satisfaction of SHO concerned. However, the petitioner would be bound to produce the vehicle whenever required to the Police or court in connection with the case. My this order would not be used for any other purposes except in instant case.

File be consigned to record room after its necessary completion and compilation. Record be returned to the quarter concerned.

Announced
30.07.2020

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Senior Civil Judge
Orakzai at Baber Mela
Farman Ullah
Senior Civil Judge,
Orakzai at Baber Mela.