

BA No.74/BA of 2020

ORDER-10

04-09-2020

Present:

Farman Ullah Khattak Advocate, for the accused/petitioner.

Complainant Noor Jafar, along with his sons, Ali Jafar and Muhammad Shafiq

Yaqoot Ali and Malik Sajaan Ali (elders of locality)

APP Syed Aamir Shah for State

This order shall dispose of **post arrest bail application** of accused/petitioner **Niaz Ali** s/o Nasir Ali (Nasar Ali); belonging to Sepoya caste; r/o Tapa Mitha Khel, Lower Orakzai; who is confined in jail, in case **FIR No. 90** dated 05-08-2020 **u/s. 4 of KP Elimination of Ghag Act**, registered in PS Lower Orakzai.


The allegation against the accused/petitioner is that he raised a Ghag against Shagufta Parveen, a daughter of complainant Noor Jafar. However, today the complainant appeared in court along with 02 of his sons and 02 elders of locality. The complainant submitted an affidavit wherein he has stated that his daughter now wants to marry the son of accused out of her own free will and without any coercion. Statement of complainant in this respect recorded and certificate of elders also appended at the foot of statement. The affidavit of complainant is placed on record along with statement recorded in court.

The understanding/compromise seems to be in the best interest of the parties, who are closed relatives. The female wants to marry the son of accused out of her own free will. The allegation of Ghag, therefore, does not remain.

In view, of the statement of complainant the instant bail petition is accepted and it is directed that the accused/petitioner, Niaz Ali, may be released on bail subject to furnishing bail bonds in the sum of Rs.80,000 (eighty thousand), from two sureties, each in the like amount, to the satisfaction of this court. Let copy of this order be placed on record and the same be returned to the quarter concerned. Let this file be consigned to record room after its completion and compilation.

Announced

04-09-2020


JAMAL SHAH MAHSOOD
ASJ-I, Orakzai