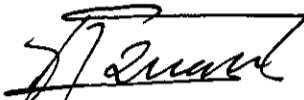



each, each in the like amount to the satisfaction of present court. Accused/petitioners are directed to join the investigation and attend the court as and when required on each and every date. Notice be issued to the complainant, Younas Khan s/o Sher Dil and record of the case be requisitioned from the Police Station for the date fixed as 23.11.2020.

Announced:
20.11.2020


(ASGHAR SHAH)
Sessions Judge, Orakzai
at Baber Mela

Order No. 02
23.11.2020


DPP, Umar Niaz for the state present. Sana Ullah Khan Advocate alongwith accused Aurangzeb Khan and Muhammad Luqman on ad-interim bail present. Complainant, Muhammad Younis also present. Record received. At the very outset, parties produced compromise Ex. PA. The statement of complainant recorded separately wherein he deposed that he has patched up the matter with the accused/petitioners and have forgiven them in the name Almighty Allah and have got no objection either on the release of accused/petitioners on bail or upon their acquittal at the time of trial. The elders of the locality namely, Ajmal Khan and Hazrat Kareem also present and verified the parties as well as the genuineness of compromise.


23/11/20
ASGHAR SHAH
District & Sessions Judge,
Orakzai at Baber Mela

(2). Since, the offence is not compoundable but however in number of judgments of the superior courts, it is held that bail can be granted even in non-compoundable offence as it would bury the hatchets between the parties and pave a way for peaceful resolution of the matter. From the compromise produced in black and white, this court is satisfied that a genuine compromise between the parties has taken place, and accordingly, the said compromise is accepted and on the basis of compromise, the BBA petition in hand stand accepted and the interim bail earlier granted to the accused/petitioners is confirmed on the existing bonds in case FIR no. 117, dated 11.11.2020, u/s 406/34 PPC of PS Kalaya Lower Orakzai.

(3). File be consigned to Session Record Room after further compilation and completion

Announced
23.11.2020


(ASGHAR SHAH)
Sessions Judge, Orakzai
at Baber Mela.
23/11/20