

Order No. 06
21.12.2020

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DPP, Umar Niaz for the state present. Representative of the accused present but could not produce compromise despite availing sufficient opportunities. Complainant is absent. Arguments already heard and case file perused.

2. Accused/petitioner, Muhammad Shoaib seeks his release on bail in case FIR No. 121, dated 29.11.2020, registered U/S 342/406 PPC at Police Station Lower Orakzai Kalaya, wherein he is charged for robbery i.e., snatching the motorcar of the complainant, kidnapping the complainant and putting him in wrongful confinement.

3. The bail petition of the accused/petitioner was turned down by the court of JM-I, Orakzai vide order dated 04.12.2020, hence the bail petition in hand.

4. From the arguments and record available on file it reveals that the accused/petitioner is directly and by name charged for the daylight occurrence. The motorcar of the accused has been taken into possession by the local police from the accused/petitioner. The offence is of moral turpitude and attracts prohibitory clause of section 497 Cr.P.C. The PWs support the version of the complainant. As such, the case of the accused/petitioner is not

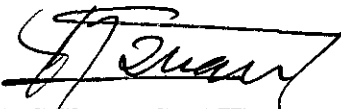
Umar Niaz
21-12-20
ASSTANT JUDGE
District & Sessions Judge
Orakzai (M. Bangu)

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arguable for the purpose of bail. Accordingly, bail petition in hand stand dismissed being meritless.

5. File be consigned to Session Record Room after its necessary completion and compilation.

Announced:
21.12.2020


(ASGHAR SHAH)
Sessions Judge, Orakzai
at Baber Mela