

IN THE COURT OF ZAHIR KHAN,
JUDICIAL MAGISTRATE-I, TEHSIL KALAYA, ORAKZAI

Case No. 31/2 State Vs Naseem etc, FIR No. 04 dated: 26.01.2022
U/S 324/34, 337-F(iii) PPC, PS Mishti Mela

Order. 15
17.04.2023

APP for the state present. Accused Naseem on bail along with counsel present. Accused Tahir is absent. Complainant absent. Counsel for accused submitted application for exemption of accused Tahir for today for the reason mentioned in the application. Application is allowed. Accused Tahir is exempted from appearance for today.

Counsel for accused facing trial submitted another application for stopping of proceedings of the case u/s 249 Cr.PC contending that where about of the complainant is not known. Complainant is not appearing before the court. APP for the state conceded the application. Arguments heard and record perused.

Record shows that accused after being charged for the commission of the offence was arrested and later on, released on bail. Challan was put in court against accused. Accused was summoned who appeared before the court and formal charge was framed to which accused pleaded not their guilt and claimed trial. Thereafter, prosecution was allowed to produce its evidence.


17/04/2023

ZAHIR KHAN
Civil Judge JM
Kalaya Orakzai

Per report of DFC dated 20.08.2022, complainant namely Meenat Gul has gone to an unknown place at Punjab Province. It is further reported that mobile phone number of the complainant is also turned off/not responding. Challan was put in court against the accused on 02.07.2022 and since then, complainant did not appear before the court.

Hence, application is allowed and case is stopped U/S 249 Cr.P.S. prayed for.

Case property, if any be kept intact.

Copy of this order be placed on police file and the same be returned while file of this court be consigned to record room after its necessary completion and compilation.

Announced.
17.04.2023



(Zahir Khan)
Judicial Magistrate-I,
Kalaya, Orakzai