

SERIAL NO. OF ORDER OR PROCEEDINGS	DATE OF ORDER OR PROCEEDINGS	ORDER OR OTHER PROCEEDINGS WITH SIGNATURE OF JUDGE OR MAGISTRATE AND THAT OF PARTIES OR COUNSEL WHERE NECESSARY
1	2	3
<p><b>Or 03</b> <b>27-09-2019</b></p>	<p><b>Present:</b> Sana Ullah Khan Advocate for petitioner APP Zohaib Ahmad Sher for State. Record available.</p>	<p>Petitioner <b>Wajid Ullah</b> s/o Jana Baaz; r/o Feroz Khel, Tapa Ghairat Khel, Zina Khel, Lower Orakzai, is seeking superdari of one Kalashnikov (No. 9681), along with fixed and spare chargers, and 60 bullets; which are in custody of local police of PS Lower Orakzai (Kalaya) in case FIR No. 12 dated 04-06-2019, u/s 15 KPAA.</p> <p>The facts of the case, as alleged in the FIR, are that Ahmad Ullah, a brother present petitioner, was arrested by the local police having in his possession the above-mentioned Kalashnikov. The instant case was registered. The present petitioner is seeking superdari on the ground that he was a Sepoy in Orakzai Levy, and he was allowed to possess the above-mentioned Kalashnikov as personal weapon, by the Political Agent of erstwhile Orakzai Agency.</p> <p>The arguments of the parties have been heard and case file perused.</p> <p>Since, after merger of FATA region into province of KP, the KP Arms Act, 2013 has come onto force in the area; therefore, no one can claim right to possession of any weapon on the basis of any permit or license issued in the previous regime.</p> <p>In these circumstances, the instant petition is <b>dismissed</b>. Copy of this order be placed on record of the case. This filed be consigned to Record Room after its completion.</p>
	<p><b><u>Announced</u></b> <b>27-09-2019</b></p>	<p><b>Jamal Shah Mahsood</b> <b>ASJ-I, Orakzai (at Baker Mela)</b></p>