

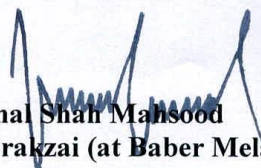


Or 03  
11-11-2019

**Present:**

Jabir Hussain Advocate for accused/petitioner  
APP Zohaib Ahmad Sher for State  
Record received

The counsel for accused/petitioner requested for some time to prepare arguments. Adjourned for arguments to 12-11-2019.

  
**Jamal Shah Mansood**  
ASJ-I, Orakzai (at Baber Mela)

Or 04  
12-11-2019

**Present:**

Jabir Hussain Advocate for the accused/petitioner  
APP Zohaib Sher for State  
Record available

This order shall dispose of bail application filed on behalf of accused/petitioner, **Ajmer Ali** s/o Muhammad Nazir; r/o Sepaya Tapa Lashkari Khel, Kharkhushta, Orakzai; who is confined in jail in case **FIR No. 38** dated 25-10-2019, registered u/s **9 (c) CNSA** (in fact u/s 9 (d) of KP-CNSA, 2019) of PS Lower Orakzai.

Facts of the case, according the FIR, are; that the local SHO was on patrol of the area with police party when he saw the accused/petitioner carrying a sack over his shoulder; that the accused/petitioner tried to run away seeing the police vehicle; that, however, he was apprehended and on inspection the sack was found to contain 12 packets of *Charas*, each weighing 1,020 grams (total 12,240 grams). That samples were separated for FSL analysis and recovered narcotics was sealed into

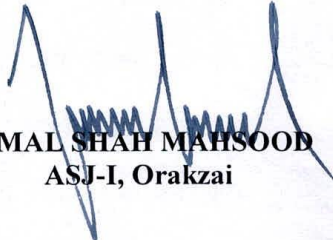
different parcels. Accused was arrested on the spot. Hence the instant petition.

Arguments heard and record perused, tentative assessment of which shows that:

1. Huge quantity of narcotics has been recovered from the direct position of the accused/petitioner.
2. The offence falls under prohibitory clause of section 497 CrPC.
3. The accused/petitioner is prima facie connected with the commission of the offence and false implication by local police is not believable at this stage.

For what has been discussed above, the accused/petitioner, Ajmer Ali, is held not entitled to the concession of bail at this stage. Resultantly, his petition stands **dismissed**. Copy of this order be placed on record. Record be returned and this file be consigned to record room after its completion and compilation.

**Announced**  
**12-11-2019**

  
**JAMAL SHAH MAHSOOD**  
**ASJ-I, Orakzai**