

Order No. 03**Continue****30-03-2020**

2. Facts in brief as per the prosecution case are that the accused slapped two minors of the complainant and also pushed the complainant and a rifle was aimed at the complainant.

3. Arguments heard and record perused.


4. Sec. 352 and 354 PPC are bailable. Section 506 PPC carries punishment in first part for imprisonment of two years while in second part it carries punishment of imprisonment for 07 years which does not fall within the prohibitory clause of section 497 Cr.P.C and in such like cases grant of bail is a rule while refusal is an exception. And no such exceptions have been brought forth by the complainant. Moreover, there is nothing on the record that the accused/petitioner are hardened, desperate criminal. Further, in the prevailing out break of COVID-19 there is every apprehension of the spread of the pandemic disease.

5. The investigation in the instant case is complete and no better purpose will be served if the accused/petitioners are kept in jail in the existence of above mentioned circumstances.

6. Consequently, the bail petition in hand is allowed. Accused/petitioners are ordered to be released on bail subject to furnishing of bail bonds to the tune of Rs: 80,000/- (eighty thousands) with two local, reliable and resourceful sureties each in the like amount to the satisfaction of this court. Record be sent back forthwith to the concern police station.

7. File be consigned to record room after necessary completion.

Announced**30.03.2020**


(Rehmat Ullah Wazir)/MOD
Judicial Magistrate-I,
Orakzai (at Baber Mela)