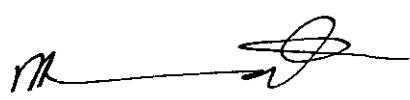


2

Case Title: Muhammad Asif VS State

Or.....01
10-07-2020


Bail Petition submitted through counsel Mr. Sana Ullah Khan advocate. Be entered in the relevant register. Notice be issued to the State for record and to complainant for 13.07.2020.


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

Or.....02
13-07-2020

DPP for state present. petitioner through counsel present. complainant in person present and submitted an application for adjournment. Application is allowed on the ground mentioned therein.

File is to come up for appearance of the counsel for the complainant and further proceedings on 14.07.2020.


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

Or.....03
14/07/2020

APP for the state present. Counsel for the accused/petitioner present. Complainant along with counsel present, who also submitted wakalat nama, which is placed on file.

Arguments heard and record perused.

Accused/petitioner namely Constable Muhammad Asif s/o Pehlawan Khan R/O Civil hospital, Mishti Mela, District Orakzai seeks his post arrest bail in case FIR No. 80 dated 09/07/2020 under sections 337 A(i), 337 F(i), 506,186 PPC PS Lower Orakzai/ Kalaya.


3

Perusal of record reveals that accused/petitioner is directly charged in the FIR. Further, he was one of the constables deployed at Civil Hospital, Mishti Mela for the security of the complainant and others but, instead of the provision of security, he attacked on the complainant which is something alarming. The attitude of the Police personnel has become very aggressive everywhere which needs redressal because it is very dangerous for the society if it becomes vulnerable at the hands of its own police. The accused being member of a disciplined force is utterly required to give the impression of security to the citizens. Further, the complainant is a member of WHO, which is an international organization serving the humanity in the War Torn Zone like District Orakzai, which needs utmost security and safety to give a positive message to the world. Thus, such like instances require to be discouraged. Though, Punishment provided for the offence does not attracts the prohibitory clause of section 497 Cr.PC but the same is a heinous offence which affects the public and public welfare missions at large. Therefore, the accused/petitioner does not deserve the concession of bail. Hence, his bail application is rejected.

Copy of this order be placed on both Police and Judicial files.

File be consigned to record room after completion.

Announced
14/07/2020


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