

Case Title: Khan Zada and one other VS State


Or.....01
30-11-2020

Bail Petition submitted through counsel Mr. Jabbar Hussain advocate. Be entered in the relevant register.

RC

Notice be issued to the State for record and to complainant for


02/12/2020


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

Or.....02
02.12.2020

APP for state present. petitioner through counsel present.

Record received. Complainant served but he appeared through his relative namely Muhammad Yasir, who stated that the complainant has been discharged by the hospital yesterday and due to pains he could not appear today and further requested for adjournment. Adjourned with direction to the complainant through his relative to positively appear in person or through counsel on 03.12.2020.


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

Or.....03
03.12.2020

APP for the state present. Accused/Petitioners through counsel present. No one for the complainant present.

The petitioner named Zyarat Gul S/O Nadar Khan and Khan Zada S/O Shahzada have applied for their post arrest bail in connection with case FIR No. 120, Dated: 26.11.2020 U/S 324/34 PPC registered in PS Kalaya, Lower Orakzai.

Arguments heard and file perused.

Continue.....

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Or.....03
Continued
03.12.2020

Perusal of record reveals that the accused have been directly charged in the FIR. Effective firing has been done which resulted into the injuries of the complainant. There is day light occurrence. The injuries are on the vital parts of the body. Prima facie case is made out against the accused. Also, the section of law levelled against the accused is falling within the prohibitory clause of section 497 Cr.P.C and the offence is heinous in nature.

Thus, in these circumstances the accused are not entitled to the concession of bail at this stage, hence, application in hand is **dismissed**.

Copy of this order be placed on police record and the instant File be consigned to record room while record be sent back to the quarter concerned.

ANNOUNCED
03.12.2020


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