

IN THE COURT OF FARMAN ULLAH,
SENIOR CIVIL JUDGE/JM, ORAKZAI AT BABER MELA

ORDER

29/04/2021

APP for the state present. Counsel for the accused/petitioner present. Record received.

The petitioner named Noor Karim has applied for his post arrest bail in connection with case FIR No. 52 dated 25/04/2021 u/s 11(A) CNSA registered in PS Kalaya Lower Orakzai.

Arguments heard and file perused.

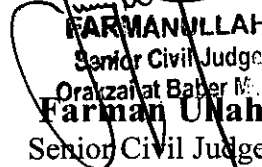
Perusal of the record reveal that accused/petitioner has been charged in the instant case with the allegations that police recovered 03 grams of ice from his possession. However, no FSL report is available on file. Hence, at this stage it is not certain that whether the recovered item is ice or otherwise. Moreover, record shows that place of occurrence is busy place and time of occurrence is day light but in spite of that no private and independent witness was associated with the recovery proceedings. Similarly, accused has neither confessed his guilt nor he is previous convict. So, all these facts and circumstance make the case of accused one of further inquiry. Moreover, punishment provided for the offence also does not attract prohibitory clause of section 497 Cr.PC.

For above, accused is entitled to the concession of bail at this stage, hence, application in hand is accepted and accused/petitioner is released on bail subject to furnishing of bail bonds to the tune of Rs: 100,000/- with two local sureties each in the like amount to the satisfaction of the court.

Copy of this order be placed on police record and file be consigned to record room. Record requisitioned be sent to quarter concerned.

ANNOUNCED

29.04.2021


FARMANULLAH
Senior Civil Judge
Orakzai at Baber M.
Farman Ullah
Senior Civil Judge,
Orakzai at Baber Mela.

