Or----02

Petitioner along with his counsel present.

APP for the State Present.

- 1. Arguments heard. Record perused.
- Petitioner Umar Hayat S/O Bilawar Khan, Caste: Meshti, R/O Darvi Khel, District Orakzai seeks Superdari of a motor cycle bearing Registration No. L6103, Kohat, Chassis No. U250185 taken into possession by local police of PS: Kalaya, L/Orakzai, vide Case FIR No. 03, Dated: 11.01.2021 U/S 324 PPC.
- 3. Petitioner is the last possessor of the vehicle in question and the original documents of the same (which were produced in original today, the copies of which were placed on file while original returned) in the instant case. The motorcycle in question was recovered from the petitioner by the local police.
- 4. Hearing the arguments of learned counsel and perusing the record it appears that petitioner is the owner of the aforesaid motorcycle. The motor cycle in question is no more required to the local police for investigation or any other purpose. There is no rival claimant of the motor cycle at present. Moreover, there is strong apprehension of the damage to motor cycle in question if kept in the PS for indefinite period.
- 5. In view of above, Instant Superdari petition is **Accepted** subject to furnishing surety bond in sum of **Rs. 100,000/- (01 Lac)** along with two local reliable and resourceful sureties, each in the like amount to the satisfaction of S.H.O of PS Kalaya L/Orakzai.
- 6. Record be returned to quarter concerned. A copy of this order shall be placed on Judicial as well as on Police file. File of this court be consigned to record room after its necessary completion and compilation.

Announced 04.02.2021

(Rehmat Ullah Wazir)

Judicial Magistrate-I Orakzai (at Baber Mela)