

Case Title: Muhammad Sajid VS State

Order...01
17.07.2023

Bail Petition submitted through counsel Mr. Shaheen Muhammad Advocate. It be entered in the relevant register.

Notice be issued to the complainant/State to produce the relevant record on 19.07.2023.

Sami Ullah
Sami Ullah
Judicial Magistrate-I, HQ
Orakzai (at Baber Mela)

Order...02
19.07.2023

DPP for the state present. Counsel for accused/petitioner present. Complainant in person present, in this respect his signature is obtained on margin of order sheet. Record has received today. Arguments heard and record perused.

Accused/petitioner namely Muhammad Sajid s/o Ghameen Shah r/o Qoum Mishti, Chapar Misthi, District Orakzai presently residing at Bahadar Ghari Hangu is seeking his post arrest bail in case F.I.R No.26 Dated:14.07.2023 U/S 15-AA, Police Station Kuriz Boya, District Orakzai.

Perusal of record would reveal that offence with which accused/petitioner is charged do not fall within the ambit of prohibitory clause of section 497 Cr.PC. In such like cases grant of bail is a rule and refusal is an exception. No extra ordinary circumstances are available on record for refusing bail of accused/petitioner. No FSL or arms expert report is placed on file. Accused/petitioner has not

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Sami Ullah
Sami Ullah
Civil Judge-I
Orakzai (at Baber Mela)

19 جولائی 2023
شاہنشاہی کارڈ نمبر: 75976465
21601-75976465-PTI

Order...02

Continued.

19.07.2023

confessed his guilt before the court. Participation of accused/petitioner in the commission of the offence is to be determined during trial, therefore, case of accused/petitioner require further inquiry.

Investigation has already been completed and accused/petitioner is no more required to the local police for further investigation and no useful purpose would be served by keeping the accused/petitioner behind the bar.

Consequently, application in hand is allowed. Petitioner be released on bail subject to furnishing bail bonds in the sum of Rs. 100,000/- (One lac rupees) with two sureties each in the like amount to the satisfaction of this court. Copy of this order be placed on police as well as judicial record. The requisitioned record be sent back to the quarter concerned forthwith, while files of this court be consigned to record room after necessary completion and compilation.

Announced:

19.07.2023

Sami Ullah
Sami Ullah

Judicial magistrate-I, HQ
Orakzai at Baber Mela.