


Or-----03
06.02.2021

Petitioner along with his counsel present.
APP for the State Present.

1. Arguments heard. Record perused.
2. Petitioner **Muhammad Luqman S/O Muhammad Roshan**, Caste: Mishti, R/O Darvi Khel, District Orakzai seeks Superdari of a **motor car bearing Registration No. M4429, Peshawar, Chassis No. CE96-0071180** 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 motorcar 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 motorcar. The motor car in question is no more required to the local police for investigation or any other purpose. There is no rival claimant of the motor car at present. Moreover, there is strong apprehension of the damage to motor car in question if kept in the PS for indefinite period.
5. It is pertinent to mention here that on previous date the IO concerned requested for adjournment for getting FSL report but neither the FSL report is submitted till date nor the IO turned up in the court today to explain the reason for delay of FSL report.
6. In view of above, Instant Superdari petition is **Accepted** subject to furnishing surety bond in sum of **Rs. 500,000/- (05 Lacs)** 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.
7. 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
06.02.2021


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