

(3)

Talib Jan VS State (9/BA of 2021)

Or.....03  
10.02.2021

APP for the state present. complainant along with counsel present. Petitioner through counsel present.

The petitioner named Talib Jan S/O Lal Badshah has applied for his post arrest bail in connection with case FIR No. 06, Dated: 20.01.2021 U/S 506/34 registered in PS Kalaya, L/Orakzai.

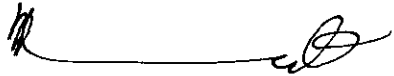
Arguments heard and file perused.

Though, accused is directly charged in the FIR but the offence, for which accused is charged, does not come within the prohibitory clause of section 497 Cr.P.C, in such like cases the grant of bail is a rule while its refusal is an exception but there exist no exceptional circumstances in the present case. In addition to, accused is first offender and have got no criminal history at his credit.

For the above reasons, the accused is entitled to the concession of bail at this stage, hence, application in hand is accepted subject to furnishing of bail bonds to the tune of Rs. 50,000/- with two local and reliable sureties each in the like amount to the satisfaction of this court.

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  
10.02.2021

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