

**IN THE COURT OF ZAHIR KHAN, JUDICIAL MAGISTRATE -I TEHSIL
KALAYA, DISTRICT ORAKZAI**

Bail Petition71/4 of 2023.
 Date of institution.....12.08.2023.
 Date of decision.....16.08.2023


Mr. Khurshid Alam Advocate for accused/petitioner.

Order.03
16.08.2023

Complainant absent despite service. None present for the state.
 Record already received. Counsel for accused/petitioner present.
 Arguments heard and record perused.

Accused/petitioner namely Syed Ameen Hussain S/O Syed
 Naseer Hussain R/O Malayano Kalay, Emposh, Tehsil Lower,
 District Orakzai is seeking his post arrest bail in Case FIR No.71
 dated: 19.07.2023 U/S 506 PPC, Police Station Kalaya, District
 Orakzai.

Record shows that the offence with which accused/petitioner
 is charged does 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 exception. No extra ordinary circumstances exist to justify
 departure from the said rule. There is unexplained delay of 14 days
 in registration of the case. Investigation has already been
 completed and accused/petitioner is no more required to the local

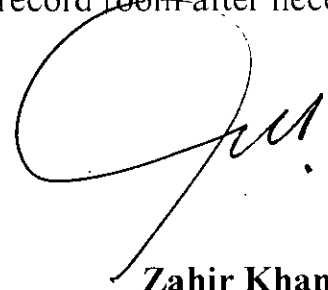

ZAHIR KHAN
 Civil Judge, JM
 Kalaya Orakzai
 16/08/2023

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. 50,000/- (Fifty thousand) 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.

File of this court be consigned to record room after necessary completion and compilation.

ANNOUNCED:
16.08.2023



Zahir Khan
JMIC-I, Kalaya, Orakzai