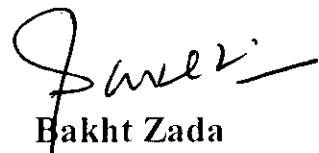
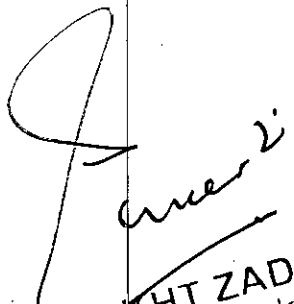


3

COURT OF SENIOR CIVIL JUDGE/JM, ORAKZAI AT BABER MELA

26/BA

Case Title: Zahid Ullah vs State

Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
Order No. 03	29.08.2023	<p>DPP for the state present. Counsel for accused/petitioner present. Insaf Ali Advocate submitted wakalat-nama in favour of complainant. Arguments of counsel for complainant heard.</p> <p>File to come up for order on 30.08.2023.</p> <p> Bakht Zada Senior Civil Judge/JM/MOD, Orakzai</p>
Order No. 04	30.08.2023	<p>DPP for the state present. Counsel for accused/petitioner present. Counsel for complainant also present. Record already received. Arguments heard and record gone through.</p> <p>The petitioner namely Zahid Ullah S/O Khial Akbar R/O Qaum Mishti, Tappa Haider Khel, District Orakzai has applied for his post arrest bail in connection with case FIR No. 22, Dated: 16.11.2022, U/S 436/506/34 PPC, registered in PS Kurez Boya L/Orakzai.</p> <p>Arguments heard and file perused.</p> <p>Record shows that the complainant on 16.10.2022, at about 7:00 hours made a report to the local police to the fact that on that day, he along with his cousins were busy in repairing the damage house situated at Chappar Mishti when the</p> <p> BAKHT ZADA Senior Civil Judge/JM Orakzai at Baber Mela</p>

2

COURT OF SENIOR CIVIL JUDGE/JM, ORAKZAI AT BABER MELA

26/23A

Case Title: Zahid Ullah vs State

Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
Order No. 04 Continued...	30.08.2023	<p>accused/petitioner along with co-accused duly armed came there, criminally intimidated them by aiming their weapons at them (complainant party) and made them leave the spot. While they were on the way to their house, situated at KDA, Kohat, they were informed by a friend that the accused/petitioner and his co-accused have put on fire his (complainant) house and when they returned to spot, they found their house burnt. Hence, the present FIR.</p> <p>It is evident from the record that though the accused/petitioner is directly nominated in the FIR and the offence for which the accused/petitioner is charged, falls within the prohibitory clause of Section 497 Cr. PC; however, the complainant is not the eye-witness of the occurrence rather he has been informed by his friend but neither the name of his friend has been disclosed nor his statement has been recorded by the police. Moreover, no specific role of intimidation or mischief has been attributed to the accused/petitioner. Furthermore, nothing incriminating has been recovered from possession or on pointation of the accused/petitioner. Co-accused have already been released on bail. Rule of consistency attracted to the case of accused/petitioner. as other accused</p>

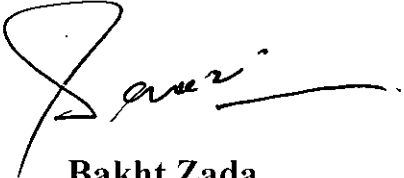
Zahid
BAKHT ZADA
Senior Civil Judg/JM
Orakzai at Baber Mela

having similar role are already on bail of me ✓

5

COURT OF SENIOR CIVIL JUDGE/JM, ORAKZAI AT BABER MELA

26/BA Case Title: Zahid Ullah vs State

<p>Order No. 04 Continued...</p>	<p>30.08.2023</p>	<p>All the aforementioned circumstances throw the case of accused/petitioner within the ambit of further inquiry of Section 497 Cr. PC.</p> <p>For the above reason, the accused/petitioner 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. 100,000/- with two local and reliable sureties each in the like amount to the satisfaction of this court.</p> <p>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.</p> <p><u>Announced</u> 30.08.2023</p> <p style="text-align: right;"> Bakht Zada Senior Civil Judge/JM/MOD, Orakzai</p>
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