

(8)

IN THE COURT OF ASGHAR SHAH
SESSIONS JUDGE/JUDGE SPECIAL COURT, ORAKZAI
AT BABER MELA

Bail Application No : 85/4 of 2021
Date of Institution : 18.01.2021
Date of Decision : 20.01.2021

GULI SHAH VS THE STATE

ORDER

DPP, Umar Niaz for State and Jabir Hussain and Insaf Ali Advocates for accused/petitioner present. Record received. Arguments heard and record gone through.

2. Accused/petitioner, Guli Shah seeks his release on bail in case FIR No. 129, dated 25.12.2020 registered U/S 9 (d) CNSA at Police Station Lower Orakzai, wherein he is charged for recovery of 02 packets chars 2420 grams from the shoper allegedly thrown by the accused at the spot while fleeing there from.

3. From the arguments and record available on file, it reveals that neither the accused was arrested at the spot nor the subject recovery was affected from his immediate possession. The FSL report is not available on the case file to determine the nature of substance recovered. Accused/petitioner, after their arrest, has gone through the process of

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at Hangu

investigation but neither he confessed his guilt nor anything incriminating recovered from his possession during the said period of investigation. No past criminal history either of involvement or conviction of the accused/petitioner was brought on record. As such, further enquiry would be attracted to the case of accused/petitioner and his case is thus arguable for the purpose of bail.

4. Accordingly, for the reasons briefly mentioned above, bail petition in hand stand accepted and accused/petitioner is admitted to bail subject to furnishing bail bonds in the sum of Rs. 100,000/- with two sureties each in the like amount to the satisfaction of this court. Prosecution is directed to submit supplementary challan of the accused forthwith.
5. File be consigned to record room after its necessary completion and compilation.

Announced
20.01.2021



ASGHAR SHAH
Sessions Judge/ Judge Special
Court, Orakzai at Baber Mela

20/01/21