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**IN THE COURT OF ADDITIONAL SESSIONS JUDGE-II ORAKZAI, AT
BABAR MELA**

BA No 15 of 2021

Muhammad Akbar Vs State

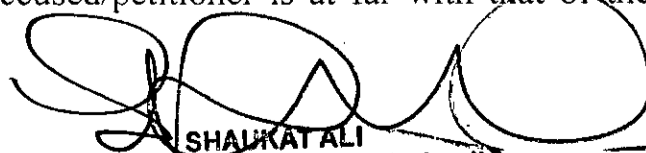
ORDER
01.02.2021

Learned counsel for the accused/petitioner present. Syed Amir Shah APP for the State present. Complainant in person present and stated he does not want to engage counsel and learned APP may argue the case on his behalf.

Accused/petitioner Muhammad Akbar alias Mado s/o Ghulam Akbar r/o Qoam Mishti , Chappar Mishti District Orakzai is seeking post-arrest bail in case FIR No.25 dated 10/04/2020 u/s 436, 427 452,148, 149-PPC of PS Lower Orakzai(Kalaya) wherein the accused/petitioner along with his co-accused are charged for setting on fire the house of complainant and thereby causing damage to the house of complainant.

Arguments of the learned counsel for the accused/petitioner and arguments of learned APP for the state heard and record perused.

The perusal of record after its tentative assessment would transpire that the accused/petitioner is not directly charged in the FIR who was later on implicated by the complainant in the instant case in his supplementary statement recorded u/s 164 Cr.PC on 15-04-2020 after five days of the occurrence wherein no source of satisfaction is shown by the complainant regarding the involvement of accused in the commission of offence. Besides, the co-accused of the accused/petitioner charged in the case are released on bail and the case of the accused/petitioner is at par with that of the accused/petitioner


SHAIKAT ALI
Addl: District & Sessions Judge-II,
Orakzai at Hangu

released on bail therefore under the principle of consistency the accused/petitioner is also entitled to be released on bail. The investigation in case is already completed and the accused/petitioner is no more required for further investigation, therefore this court is inclined to release the accused/petitioner on bail.

In view of the above discussion the bail petition in hand is accepted and the accused/petitioner is ordered to be released on bail subject to furnishing surety bond in the sum of Rs. 100, 000/- with two sureties each in the like amount to the satisfaction of this court. The sureties must be local and men of means.

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

Announced
01.02.2021



(SHAUKAT ALI)
Additional Sessions Judge-II,
Orakzai at Babar Mela