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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.02	22.08.2023	<p>DPP, Umar Niaz for the State present. Accused/petitioners, Muhammad Shaheen and Dilawar Khan on ad-interim pre-arrest bail in person with their counsel present. Record received.</p> <p>The above-named accused/petitioners seek confirmation of their ad-interim pre-arrest bail in case FIR No. 30, Dated 09.08.2023, u/s 56/42 of Khyber Pakhtunkhwa Mineral Act, 2019 of Police Station Kalaya, wherein, as per contents of FIR, the complainant through a written application has made a report to the local police to the fact that the accused/petitioners, despite suspension of mining operations of the accused/petitioners vide order of Assistant Director Mineral Development Orakzai, were carrying on mining activities on the spot. Hence, the present FIR.</p> <p>Arguments heard and record perused.</p> <p>Perusal of the case file shows that the accused/petitioners are directly nominated in the FIR. Counsel for the accused/petitioners failed to point out any malafidi or ulterior motive on behalf of the complainant or local police for falsely implicating him in the instant case. Hence, the accused/petitioners are not entitled to concession of pre-arrest bail at this stage. Therefore, ad-interim bail earlier granted to the above-named accused/petitioners is hereby recalled and the BBA in hand resultantly stands dismissed. Consign.</p> <p>Pronounced: 22.08.2023</p> <p>(SHAUKAT AHMAD KHAN) Sessions Judge, Orakzai at Baber Mela</p>

