



IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA

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Case Title: Syed Umar etc 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.02	18.08.2023	<p>Bail before arrest petition along with record received from the court of ASJ-II, Orakzai. Register.</p> <p>DPP, Umar Niaz for the State present. Accused/petitioners, Said Umar, Fida Khan and Waqas Ahmad on ad-interim pre-arrest bail in person with their counsel present. Counsel for the accused/petitioners seeks time for arguments. Allowed. Case file be put up for arguments on 23.08.2023.</p> <p align="right">  (SHAUKAT AHMAD KHAN) Sessions Judge, Orakzai at Baber Mela </p>
Order No.03	23.08.2023	<p>DPP, Umar Niaz for the State present. Accused/petitioners, Said Umar, Fida Khan and Waqas Ahmad on ad-interim pre-arrest bail in person with their counsel present.</p> <p>The above-named accused/petitioners seek confirmation of their ad-interim pre-arrest bail in case FIR No. 08, dated 23.05.2023, u/s 506/352/186/189/147/149 PPC of Police Station Ghiljo, wherein as per contents of FIR, the complainant along with other police officials on 23.05.2023 at about 0400 hours for the arrest of absconding accused Arman Ullah in case FIR No. 609, dated 21.09.2022, u/s 302/34 PPC of Police Station Fateh Jang, when reached the place of occurrence the accused/petitioners along with co-accused came on the spot and criminally intimidated them by beating them with sticks and hurling stones at them. The</p> <p>  Shaukat Ahmad Khan District & Sessions Judge, Orakzai at Baber Mela 23/08/23 </p>

FIR no. 09, Dated: 23-05-23, u/s 506, 353, 186, 189, 147, 149 PS Ghiljo

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<p>Contin. Order No.03</p>		<p>accused/petitioners along with co-accused also made the absconding accused escape from the spot. Hence, the present FIR.</p> <p>Arguments heard and record perused.</p> <p>It is evident from the record that the accused/petitioner have previously applied for their post-arrest bail before the court of learned Additional Sessions Judge-I, Orakzai where ad-interim pre-arrest bail was granted to them on 03.08.2023, but the same was dismissed on 05.08.2023 due to non-appearance of the accused/petitioners. In the instant BBA petition, the accused/petitioners have neither mentioned the factum of their previous BBA petition nor they have pointed out any reason justifying their non-appearance during pendency of their previous BBA petition and this fact is alone sufficient for dismissal of the instant BBA petition.</p> <p>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 vide order dated 10.08.2023 is hereby recalled and the BBA in hand resultantly stands dismissed. Consign.</p> <p>Pronounced: 23.08.2023</p> <p align="right">  (SHAUKAT AHMAD KHAN) Sessions Judge, Orakzai at Baber Mela </p>

