

STATE VS SAFEEN ASGHAR FIR No. 25, Dated 22.11.2022, u/s 279/337-G/427/322/320 PPC, Police Station-Ghiljo



Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge of Magistrate and that of parties or counsel where necessary.)r
proceedings 1	2	3	_
Order No.12	04.09.2023	DPP, Umar Niaz for the State present. Accused	
		Safeen Asghar on bail present. NBWA issued against the	
		accused and his sureties stand cancelled. Complainant	
		Taja Khan also present. Mst. Misal Bibi, the widow of	
		deceased and Abdul Nazir, the son of deceased present in	
		person. The complainant as well as the widow and the son	
		of deceased stated before the court that the accused facing	
		trial has satisfied them regarding his innocence, that the	
Shr		occurrence was a mere accident in which the accused	
		facing trial has also received injuries; therefore, they are	
	•	not going to proceed with the case and charge the accused	
		for the commission of offence and that they have got no	
		objection upon acquittal of the accused facing trial. To	
		this effect, joint statement of both the widow and the son	
		of deceased recorded and placed on file. Statement of	
		complainant also recorded wherein he also stated that he	
		has got no objection upon acquittal of the accused as the	
		occurrence was a mere accident.	
		I heard arguments and perused the record.	
		Perusal of case file shows that the accused facing	
	,	trial is charged vide case FIR No. 25, dated 22.11.2022,	
		u/s 279/337-G/427/322/320 PPC of Police Station Ghiljo	
	an an	and the matter has been reported to the local police by the	
	hmad khage	complainant to the fact that on 22.11.2022 at about 1530	
	UKat Residuer	hours he (complainant) along with Noroz Khan	
	Jukat Ahmad Andase Jukat & Seas Sons Mela Shick & Seas Sons Mela Orak Zalak Babe Mela	(deceased) riding a motorcycle on way towards Ghiljo	
		when reached the place of occurrence, a motorcycle	
		riding by accused facing trial driving harshly and	
		negligently collided with his (complainant) motorcycle,	
		as a result of which complainant and Noroz Khan	
		received injuries. Later on, Noroz Khan succumbed to his	
		injuries and died.	
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After completion of investigation, complete challan was submitted for trial. Accused and LRs of deceased were summoned. Complainant was issued notice. Accordingly, complainant, the widow and the son of deceased attended the court. As mentioned above, the complainant, who is the only eyewitness of prosecution, is not going to proceed with the case. Similarly, the LRs of deceased are also not interested to pursue the case. In these circumstances, there are no grounds to frame charge against the accused. Hence, accused namely, Safeen Asghar is discharged of the offences. Accused is on bail. His bail bonds stand cancelled and his sureties are discharged of the liabilities of the bail bonds. Case property be disposed of in accordance with law after the period of appeal/revision. Consign. Pronounced: O4.09.2023 (SHAUKAT AHMADKHAN) Sessions Judge, Orakzai			Order or other Proceedings with Signature of Judge of Magistrate and that of parties or counsel where necessary.
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