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

BA No. 24 of 2021
Akhtar Man Shah Vs State

ORDER


13.02.2021

Learned counsel for the accused/petitioner present. Mr. Amir Shah APP for the State present.

Accused/petitioner Akhtar Man Shah s/o Ghulam Shah r/o Rabia Khel, Tapa Ayaz Khel, Kada Ghiljo District Orakzai is seeking his post arrest bail in case FIR No. 06 dated 31/01/2021 u/sec 302/324/353/436/427/148/149 PPC PS Upper Orakzai wherein three deceased persons were murdered and two other persons got injured during counter firing.

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

The tentative assessment of record would evince that thirty one co-accused of accused/petitioner charged in the instant case are released on bail by this court vide order dated 11-02-2021 and the case of accused/petitioner is at par with that of the accused already released on bail, therefore under the principle of consistency the accused/petitioner is also entitled to be release on bail being charged for similar role is that of co-accused to whom bail is granted. Furthermore the accused remained in the custody of police however neither the accused/petitioner confessed his guilt nor the recovery of any weapon of offence has been effected from him. The accused/petitioner is interrogated in the instant case and is no more required for any further investigation, therefore the case of the accused/petitioner is arguable for the grant of bail.

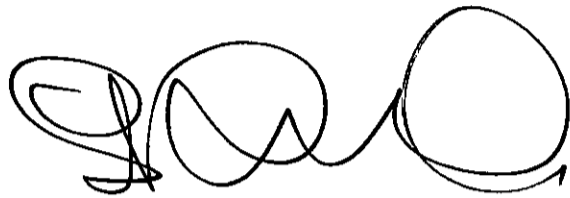

SHAIKAT ALI
Addl. District & Sessions Judge II,
Orakzai at Hangu

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In view of the above discussion the bail petition is accepted and the accused/petitioner is ordered to be released on bail subject to furnishing surety bond in the sum of Rs. 200, 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
13.02.2021



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