

(6)

IN THE COURT OF ASGHAR SHAH
SESSIONS JUDGE/JUDGE SPECIAL COURT, ORAKZAI
AT BABER MELA

Bail Application No : 92/4 of 2021
Date of Institution : 19.02.2021
Date of Decision : 20.02.2021

SINAB GUL ETC. VS THE STATE

ORDER

DPP, Umar Niaz for State and Sardar Ali Khan Advocate for accused/petitioners present. Record received. Arguments heard and record gone through.

2. Accused/petitioners, Sinab Gul and Najib Ullah seek their release on bail in case FIR No. 22, dated 17.02.2021 registered U/S 9 (c) CNSA at Police Station Lower Orakzai, wherein they are charged for having in their possession 200 grams chars each.

3. From the arguments and record available on file, it reveals that the offence carries punishment up to 7 years and does not attract the prohibitory clause of Section 497 Cr.P.C. The FSL report is not available to determine the nature of substance recovered. Accused/petitioners, after their arrest, have gone through the process of investigation but neither they confessed their guilt nor anything

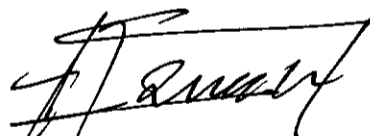


ASGHAR SHAH
Sessions Judge/ Judge Special
Court, Orakzai at Baber Mela

incriminating recovered from their possession during the said period of investigation. No past criminal history either of involvement or conviction of the accused/petitioners was brought on record. As such further enquiry would be attracted to the case of accused/petitioners and their case is thus arguable for the purpose of bail.

4. Accordingly, for the reasons briefly mentioned above, bail petition in hand stand accepted and accused/petitioners are admitted to bail subject to furnishing bail bonds in the sum of Rs. 50,000/- with two sureties each, each in the like amount to the satisfaction of this court. Prosecution is directed to submit complete challan of both the accused forthwith.
5. File be consigned to record room after its necessary completion and compilation.

Announced
20.02.2021



ASGHAR SHAH

Sessions Judge/ Judge Special
Court, Orakzai at Baber Mela