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

BA No. 47 of 2021
Muhammad Luqman Vs State

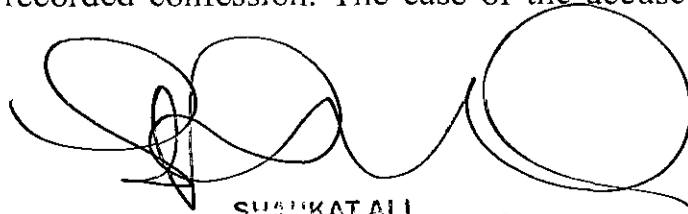
ORDER
12.04.2021

Mr. Abid Ali Advocate, counsel for Accused/petitioner present. Mr. Amir Shah APP for the State present.

The accused/petitioner Muhammad Luqman s/o Abdul Kamal R/o cast Rabia Khel, Ismailzai Tehsil Upper Giljo District Orakzai, is seeking post arrest bail in case FIR 06. Dated 31-01-2021 u/sec 302/324/436/353/427/148/149 PPC PS Upper Orakzai (Ghiljo) wherein three deceased persons were murdered and two other persons got injured during counter firing by tribes on dispute over the construction of two rooms in the disputed landed property *Mula Patay*, Ghiljo District Orakzai.

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

The tentative assessment of record would reveal that the accused/petitioner is not directly charged in the FIR nor any specific role has been attributed to him. The accused/petitioner was later on charged during investigation and prima facie nothing incriminating is available on record to connect the accused with the commission of offence. The accused/petitioner is also not charged by the complainant party in statements recorded u/s 164 Cr.PC. The accused/petitioner remained in the custody of Police however neither any recovery has been effected from his possession nor the accused recorded confession. The case of the accused/petitioner is



SUHKAT ALI
Addl. District Sessions Judge-II
Orakzai at Hangu

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thus one of further inquiry, therefore this court is inclined to release the accused/petitioner on bail.

In view of the above discussion the bail petition in hand is accepted and the accused/petitioner is ordered to be released on bail subject to furnishing surety bond in the sum of Rs. 100, 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
12.04.2021



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