

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

Bail Application No : 114/4 of 2021
Date of Institution : 29.04.2021
Date of Transfer-In : 03.05.2021
Date of Decision : 04.05.2021


IZAZ HASSAN VS THE STATE

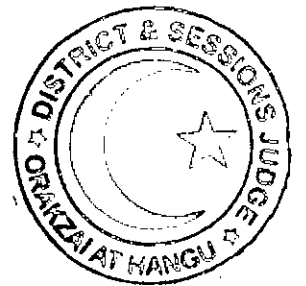
ORDER

DPP, Umar Niaz for State and Syed Muzahir Hussain Advocate for accused/petitioner present. Arguments heard and record gone through.

2. Accused/petitioner, Izaz Hassan seeks his release on bail in case FIR No. 03, dated 23.04.2021 registered U/S 15AA and 5 of The Explosive Substance Act, 1908 at Police Station Kurez Lower Orakzai, wherein he is charged for having in his possession unlicensed 30 bore pistol alongwith 100 cartridges of the same bore as well as for having 03 grenades.

3. From the arguments and record available on file, it reveals that the FSL report is not available to determine the nature of substance recovered as well as to determine the working capability of the recovered pistol and hand grenades besides the hand grenades is having no identity number mentioned thereon. Accused/petitioner, after his


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arrest, has gone through the process of investigation but neither he confessed his guilt nor anything incriminating recovered from his possession during the said period of investigation. No past criminal history either of involvement or conviction of the accused/petitioner was brought on record. As such further enquiry would be attracted to the case of accused/petitioner and his case is thus arguable for the purpose of bail.

4. Hence, in the light of above, the bail petition in hand stand accepted and accused/petitioner is admitted to bail in sum of rupees 100,000 with two sureties each in the like amount to the satisfaction of this court. The prosecution is directed to submit complete challan against the accused/petitioner forthwith.

5. File be consigned to Session Record Room for after further necessary compilation and completion.

Announced
04.05.2021




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