

IN THE COURT OF SHAUKAT AHMAD KHAN
SESSIONS JUDGE, ORAKZAI (AT BABER MELA)

CR. MISC. APPLICATION NO. : 34/4 OF 2021
 DATE OF INSTITUTION : 02.06.2021
 DATE OF DECISION : 11.06.2021

RAFI ULLAH S/O ABDUL WALI, CASTE BEZOT, TAPA MIR KALI
 KHEL, STAR BEZOT, DISTRICT ORAKZAI
 (PETITIONER)

-VERSUS-

STATE THROUGH ABDUL JANAN SHO PS LOWER ORAKZAI
 (RESPONDENT)

Present: Abid Ali Advocate for petitioner.
 : Umar Niaz District Public Prosecutor for state.

FIR No. 44 **Dated:** 04.04.2021 **U/S:** 9 (d) CNSA
Police Station: Lower Orakzai

ORDER:
 11.06.2021

Petitioner, Rafi Ullah seeks return of motorcycle bearing no. F2857/Hangu taken into possession by the local police in the subject case FIR, wherein, as per contents of FIR, the petitioner was found in possession of 3000 grams chars while riding the motorcycle in question.

- (2). Arguments heard and record perused.
- (3). Perusal of case file shows that the recovery of chars has not been made from the motorcycle in question. Petitioner is the last possessor of the motorcycle in question. At present there is no rival claimant. Moreover, the investigation in the instant case is complete and the motorcycle in question is no more required for further investigation.

Shaukat Ahmad Khan
 District & Sessions Judge,
 Orakzai at Baber Mela
 11/06/21

- (4). Hence, the petition in hand is accepted and the motorcycle in question be returned to the petitioner subject to furnishing two surety bonds in the sum of Rs. 50,000/- to the satisfaction of this court to the effect that the petitioner would be bound to produce the motorcycle is and when required to the court by the court.
- (5). File be consigned to Record Room after its necessary completion and compilation.

Announced
11.06.2021



SHAUKAT AHMAD KHAN
Sessions Judge, Orakzai
at Baber Mela