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State VS Muhammad Tariq

Order...01
05.10.2023

Complete challan against the accused namely Muhammad Tariq submitted through prosecution. Be entered in the relevant register.

Accused is in Judicial Lockup, Orakzai, he be produced through

“Zamima-Bay” for 13.10.2023.

Summons be issued to complainant/state for the date already fixed.

Sami Ullah
Sami Ullah
Judicial Magistrate-I/HQ,
Orakzai (at Baber Mela)

Learned DPP for the state present.

Accused produced through Zamima Bay in person.

In respect of personal appearance his thumb impression is obtained on the margin of order sheet

Formal charge framed. The accused submitted an application for pleading his guilt and requested for decision of his fate in the case on the basis of his plead guilty. Accused pleaded his guilt and placed himself at mercy of the court.

Thus, on the basis of his plead guilty, the accused is hereby convicted for commission of the offence U/S 11-A CNSA. Keeping in view the whole-hearted plea of his guilt and his previous non-involvement in any such or any other criminal activity on his side, accused is sentenced to one year's simple imprisonment and fine of Rs. 300000/- for section 11-A CNSA. In default of payment of the fine, accused shall undergo Twenty days simple imprisonment. Benefit of section 382-B Cr.P.C is extended to the accused.

There is nothing on record which could show previous involvement of accused in such like cases, therefore, the sentence ibid is suspended and converted into probation and he is placed on probation for the above period under the Probation Ordinance. He shall remain

(Continued...)

Sami Ullah
Sami Ullah
Civil Judge/Jud-I
Orakzai (at Baber Mela)

Order...02
13.10.2023
21601-70049739

Order...02
Continued.
13.10.2023

Muhammad
State Vs Tariq Ali

under the supervision of the Probation Officer (male) for the above-mentioned period subject to furnishing bail bonds in the sum of Rs. 80,000/- with two local and reliable sureties, to the satisfaction of probation officer (male) Orakzai, with the following conditions.

1. That he shall not repeat the offence.
2. That he shall keep and maintain peace and order in the society.
3. That he must exhibit good behavior during the prescribed period of probation.
4. That he shall appear before the probation officer once in a month, which date is left to the discretion of the probation officer to be fixed.
5. That he shall not leave the country without permission of probation officer.
6. That if he violates the above conditions, the bonds will be recalled and he will be proceeded in accordance with the provision of the Ordinance ibid.
7. That in case of default by the convict, the direction regarding probation shall stand recalled and convict shall undergo imprisonment accordingly.

It is further added that the Probation Officer may involve the accused/convict in community services.

The Probation Officer (male) is directed to submit his report to this court about their character and conditions as aforesaid once in a quarter. Copy of this order be sent to the probation officer for compliance as per law.

Moreover, the accused is fined of Rs.300000/- in default of which he shall undergo simple imprisonment for twenty days. In case of default in payment of fine, he shall be kept in jail and after that release warrant be issued subject to submission of bail bonds to the satisfaction of the probation officer.

Case property if any be dealt in accordance with law.

File be consigned to Record Room after its necessary completion and compilation.

Announced
13.10.2023

Lami Ullah
Sami Ullah
Civil Judge/JM-I
Orakzai (Babar Mela)