

IN THE COURT OF JUDICIAL MAGISTRATE-I, KALAYA, ORAKZAI

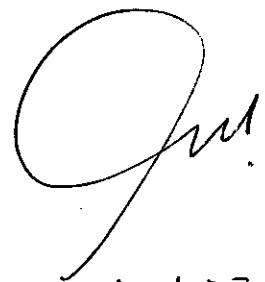
Bail Petition 93/4 of 2023.**Date of institution.....27.09.2023.****Date of decision.....02.10.2023.**

Order.03
02.10.2023

APP for the state present. Counsel for accused/petitioner present.
Record already received. Arguments heard and case file perused.

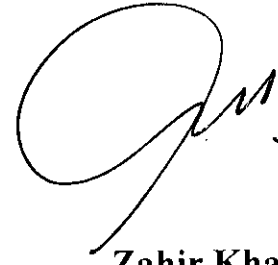
Accused/petitioner namely Dil Nawaz S/O Muhabat Khan R/O
Qaum Bezot, tappa Bathani, Orakzai is seeking his post arrest bail in
Case FIR No.79 dated: 31.07.2023 U/S 11-A CNSA, Police Station
Kalaya, District Orakzai.

Record shows that the offence with which accused/petitioner is
charged does not fall within the ambit of prohibitory clause of Section
497 Cr. PC. In such like cases grant of bail is a rule and refusal is
exception. No extra ordinary circumstances exist to justify departure
from the said rule. There is no criminal history of accused/petitioner.
There is nothing on record which could show that accused/petitioner is
previous convict in such like cases. Accused/petitioner has not
confessed his guilt before the court. Investigation has already been
completed and accused/petitioner is no more required to the local police
for investigation.


02/10/2023**ZAHIR KHAN**
Civil Judge/JM
Kalaya Orakzai

Resultantly, application in hand is allowed. Petitioner be released on bail subject to furnishing bail bonds in the sum of Rs. 50,000/- (Fifty thousand) with two sureties each in the like amount to the satisfaction of this court. Copy of this order be placed on police as well as judicial record. The requisitioned record be sent back to the quarter concerned forthwith, while file of this court be consigned to record room after necessary completion and compilation.

ANNOUNCED:
02.10.2023



Zahir Khan
JMIC-I, Kalaya, Orakzai