

Or.....02
16.07.2021

APP for the state is on strike. Petitioners through counsel present. The one Noor Wali Khan Maqbal and Asghar Khan Khalil Advocates submitted wakalatnama on behalf of the Complainant and stated at the bar that they have got no objection if bail is granted to the accused.

The petitioner namely Haji Marwat S/O Abdul Sattar R/O Stori Khel, Orakzai have applied for his post arrest bail in connection with case FIR No. 47, Dated: 09.04.2021 U/S 337 A (ii), 337 F(i)/506/148/149 PPC, registered in PS Kalaya, Lower Orakzai.


Arguments heard and file perused.

Though, accused is directly charged in the FIR but the offences, for which accused is charged, do not come within the prohibitory clause of section 497 Cr.P.C, in such like cases the grant of bail is a rule while its refusal is an exception but there exist no exceptional circumstances in the present case. In addition to, the counsel for the complainant stated at the bar that he has got no objection if bail is granted to accused.

For the above reasons, the accused is entitled to the concession of bail at this stage, hence, application in hand is accepted and he be released on bail, subject to furnishing of bail bonds to the tune of Rs. 50,000/- by the accused with two local and reliable sureties each in the like amount to the satisfaction of this court.

Copy of this order be placed on police record and the instant File be consigned to record room while record be sent back to the quarter concerned.

Announced
16.07.2021


(Rehmat Ullah Wazir)
Judicial Magistrate-I,
Camp Court, Kalaya, Orakzai
REHMAT ULLAH WAZIR
CIVIL JUDGE/JM-1
CAMP COURT
KALAYA ORAKZAI