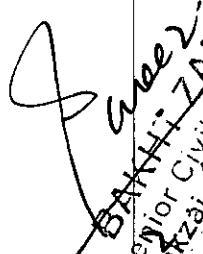


(5)

COURT OF SENIOR CIVIL JUDGE/JM, ORAKZAI AT BABER MELA

Case Title: State VS Waqas Ahmad

Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
Order No. 04	02.10.2023	<p>DyPP for the state present. Accused on bail present. Accused Waqas Ahmad s/o Haji Batak Khan is facing trial in case FIR No. 07, Dated: 15.04.2023, u/s 216 PPC of PS Ghiljo.</p> <p>Brief facts of the case are that complainant Muhammad Naseem SHO along with constables Arshad Khan 1810, Ihsan Ullah 1113 were on patrolling. Meanwhile, the informer informed them that proclaimed offender Arman Ullah s/o Gul Piayo Khan wanted in case FIR No. 609, Dated: 21.09.2022, u/s 302/34 of PS Fateh Jung, is present in the house of Waqas Ahmad s/o Haji Batak Khan. Raid was conducted on his house. The proclaimed offender was not available in the house of accused facing trial, however, the accused facing trial, being cousin of the proclaimed offender, is providing shelter and help to him. Therefore, he was arrested and hence, the instant FIR.</p> <p>Arguments heard and available record perused, which shows that neither the proclaimed offender was found present in the house of the accused facing trial, nor there is any incriminating recovery affected by the complainant from the house in question. The whole challan is silent about the kind of help being provided by the accused facing trial to the proclaimed offender and there is no ocular direct or circumstantial evidence which could connect the accused facing trial with the commission of offence. The site plan was prepared at the pointation of the SHO, but no point has been given to the proclaimed offender in the said site plan. The allegations of the complainant against the accused facing trial are not based on solid evidence and there is no probability of the conviction of the accused facing trial</p>


WAQAS AHMAD
Senior Civil Judge/JM
Orakzai Baber Mela

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COURT OF SENIOR CIVIL JUDGE/JM, ORAKZAI AT BABER MELA

Case Title: _____

<p>Order No. 04 continued</p>	<p>02.10.2023</p>	<p>even if the statements of all the PWs are recorded. I therefore, acquit the accused facing trial u/s 249-A Cr.P.C. He is on bail. His sureties are discharged from the liabilities of bail bonds. Case property, if any be kept intact till the expiry of period provided for revision/appeal under the law.</p> <p>Case file be consigned to the record room after necessary completion and compilation.</p> <p><u>Announced:</u> 02.10.2023</p> <p><i>Bakht Zada</i> 2.10.23 (Bakht Zada) SCJ/JM, Orakzai (at Baber Mela)</p>
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