

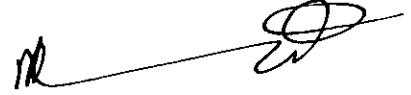
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Sadiq Ali etc VS State

Or.....01
30.07.2021

The instant bail petition is submitted by the learned counsel for the petitioners. Be entered in the relevant register.

Notice be issued to the State and Record be requisitioned for today.



(Rehmat Ullah Wazir)
JM-I/MTMC,
Orakzai at (Baber Mela)

Or.....02
30.07.2021

App for the state present. Petitioners through counsel present. Record received.

The petitioners namely Sadiq Ali and Fayaz Ali sons of Jung-e-Ali have applied for their post arrest bail in connection with case FIR No. 93, Dated: 29.07.2021 U/S 15AA registered in PS Kalaya, L/Orakzai.

Arguments heard and file perused.

Though, accused are directly charged in the FIR but one of the accused namely Sadiq Ali is of the 13 years of age, i.e Juvenile and both are students. Further, the offence, for which the accused are 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, accused are first offenders and have got no criminal history at their credit.

For the above reasons, the accused are entitled to the concession of bail at this stage, hence, application in hand is accepted subject to furnishing of bail bonds to the tune of Rs. 50,000/- by each of 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
30.07.2021



(Rehmat Ullah Wazir)
JM-I/MTMC,
Orakzai at (Baber Mela)