

(3)

Case Title: Aswan Ali VS State

Or.....03
16.08.2021

The instant bail petition received from the court of Learned Senior Civil Judge, Orakzai to the undersigned. It be registered.

APP for the state present. Petitioner through his counsel present. The Complainant through his brother Niqab Ali and the one Jabir Hussain Advocate present, who submitted Wakalatnama on behalf of the complainant.

Record received.

The petitioner namely Aswan Ali S/O Sobat Khan has applied for his post arrest bail in connection with case FIR No. 08, Dated: 30.06.2021 U/S 337A(i),337A(v) PPC, registered in PS Kurez, L/Orakzai.

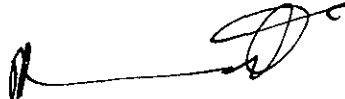
Arguments heard and file perused.

Perusal of case file reveals that the accused has been directly charged. There is daylight occurrence. Over and above this, the section 337A(v) PPC leveled against the accused come within the prohibitory clause of section 497 Cr.P.C, where grant of bail is not a rule rather an exception. But there exist no exceptional circumstances in favour of the petitioner.

For the above reasons, the accused is not entitled to the concession of bail at this stage, hence, application in hand is **dismissed**.

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
16.08.2021


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