

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

Superdari Petition No102/4 of 2023.

Date of institution.....23.10.2023.

Date of decision.....25.10.2023.

Case FIR No. 42, dated 16.10.2023, U/S 11-A CNSA, PS Mishti Mela

Order. No.03
25.10.2023

None present for the state. Petitioner present in person. He submitted affidavit/sale deed. Original seen and returned. Copy of the same is placed on file. Record already received. Arguments already heard and record perused.

Petitioner, namely Jameel Khan S/O Lal Badshah R/O Qaum Mishti, Tappa Darway Khel, Tehsil Central, District Orakzai is seeking return of Motorcycle bearing Engine No. 3263536, Chassis No. 551654 red colour which is taken into possession by the local police in case FIR No.42 dated 16.10.2023 U/S 11-A CNSA, Police Station Mishti Mela.

Per record, the motorcycle in question was taken into possession by the local police in the above cited case which is without number/registration book. Petitioner failed to produce a single authentic documentary proof which could show that he is lawful owner of the motorcycle. The affidavit submitted today shows that petitioner is not in possession of registration book or any other legal



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ZAHIR KHAN
Civil Judge/JM
Kalaya Orakza

document regarding the motorcycle. Secondly, per record, the local police has applied for corresponding with Excise & Taxation Office, Hangu and FSL, results whereof are yet to be received. The recovery of ICE has been effected from the secret cavity of the motorcycle. The motorcycle will be required to be exhibited during trial. Resultantly, the instant petition stands dismissed. Record returned back to IO.

File be consigned to record room after completion and compilation.

Announced
25.10.2023



Zahir Khan
Judicial Magistrate-I, Tehsil Kalaya,
Orakzai