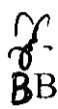
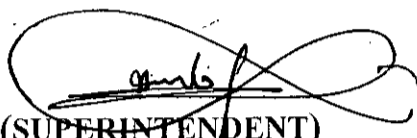



IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA

②

Case Title: Mobeen Khan etc VS State

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
<p>Superintendent Note</p>	<p>27.10.2023</p>	<p align="center">  BBA presented through counsel, Sana Ullah Khan Advocate to the office of Superintendent. Be put up before District & Sessions Judge, Orakzai, for further orders, please. </p> <p align="right">  (SUPERINTENDENT) To Sessions Judge, Orakzai at Baber Mela. </p>
<p>Order No.01</p>	<p>27.10.2023</p>	<p align="center"> Register. Accused/petitioners, Mobeen Khan and Jamshid Khan, both s/o Sharab Din, r/o caste Qamar Khel District Khyber in person with his counsel present. The accused/petitioners seek Bail Before Arrest in case FIR No. 88, Dated 29.08.2023, u/s 9 (d) CNSA of Police Station Kalaya. Accused claimed innocence and malafidi involvement. The application is supported by an affidavit. At the moment, there is no record before the court. Accordingly, accused/petitioners are admitted to ad-interim pre-arrest bail subject to furnishing of surety bonds in the sum of Rs. 100,000/- with two sureties each, each in the like amount to the satisfaction of this court. Sureties must be local, reliable and men of means. </p> <p align="center"> Accused/petitioners are directed to join the investigation and attend the court as and when required on each and every date. Notice be issued to the complainant/state and record be requisitioned for 31.10.2023. </p> <p> Pronounced: 27.10.2023 </p> <p align="right">  (SHAUKAT AHMAD KHAN) Sessions Judge, Orakzai at Baber Mela </p>

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BBA No. 72/4

Mobeen Khan etc. VS State

FIR No. 88, Dated 29.08.2023, u/s 9 (d) CNSA, PS Kalaya.

1


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.02	31.10.2023	<p>DPP, Umar Niaz for the State present. Accused/petitioners, Mobeen Khan and Jamshid Khan on ad-interim pre-arrest bail in person present. Clerk of the counsel for accused/petitioners present. He submitted written arguments. Placed on file. Supplementary RECORD received and gone through in the light of arguments advanced by learned DPP for the state and the written arguments submitted by learned counsel for accused/petitioners.</p> <p>The above-named accused/petitioners seek confirmation of ad-interim pre-arrest bail in case FIR No. 88, Dated 29.08.2023, u/s 9 (d) CNSA of Police Station Kalaya, wherein as per contents of FIR, the local police on 29.08.2023 at about 1805 hours acting on information regarding presence of few persons having bags full of narcotics, to be smuggled to Bara District Khyber, reached the spot where 05 persons having bags in their possession, on seeing the police party, abandoning the bags tried to escape but the local police overpowered one of them who was holding a white colour plastic bag in his right hand containing 09 packets of chars each weighing 1000 grams while the other made their escape good from the spot. The search of rest of the bags led the complainant to the recovery of 20 packets of chars per</p>


Shaukat Ahmad Khan
District & Sessions Judge,
Orakzai at Baber Mela
31/10/23

IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA

(4)

Case Title: Mobeen Khan etc VS State

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
<p>Contin. Order No.02</p>		<p>bag, each weighing 1000 grams, making a total of 20,000 grams per bag which were told by the accused in custody as each bag belonging to each of the absconding accused including the present accused/petitioners. Hence, the present case.</p> <p>Perusal of case file shows that the accused/petitioners are directly nominated in the FIR. Counsel for the accused/petitioners failed to point out any malafidi or ulterior motive on behalf of the police for falsely implicating them (accused/petitioners) in the instant case.</p> <p>Hence, it is held that the accused/petitioners are not entitled to the extraordinary concession of pre-arrest bail. Accordingly, the instant BBA is turned down. The ad-interim pre-arrest bail already granted to the accused/petitioners on 27.10.2023 is withdrawn. File of this court be consigned. Copy of this order be placed on police/judicial record.</p> <p>Pronounced: 31.10.2023</p> <p align="right">  (SHAUKAT AHMAD KHAN) Sessions Judge, Orakzai at Baber Mela </p>

