

BA No. 77/4 Muhammad Nazir VS State FIR No. 43, Dated 25.10.2023, u/s 9 (d) CNSA, PS Mishti Mela

IN THE COURT OF SHAUKAT AHMAD KHAN SESSIONS JUDGE/JUDGE SPECIAL COURT, ORAKZAI AT BABER MELA

Bail Application No.

77/4 of 2023

Date of Institution

06.11.2023

Date of Decision

08.11.2023

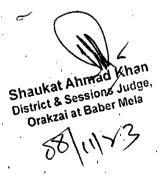
MUHAMMAD NAZIR VS THE STATE

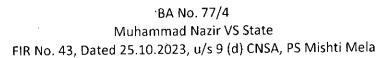
ORDER

2.

DPP, Umar Niaz for the State AND Aurangzeb Khan Advocate for accused/petitioner present. Record received. Arguments heard and record gone through.

Accused/petitioner, Muhammad Nazir s/o
Jannat Khan seeks his post-arrest bail in case FIR
No. 43, dated 25.10.2023 registered U/S 9 (d) of
the Khyber Pakhtunkhwa CNSA at Police Station
Mishti Mela, wherein, as per contents of FIR, the
local police during routine patrolling were present
on the spot where at about 1520 hours a person
having a white colour bag on his shoulder walking
on foot towards the spot, on seeing the police
party, tried to escape but he was overpowered.
Nothing incriminating was recovered from his
personal search. The search of the bag led the
complainant to the recovery of 07 packets of chars
wrapped with yellow colour scotch tape, each







weighing 1000 grams, making a total of 7000 grams. Hence, the present FIR.

It is evident from the record that the 3. accused/petitioner is directly nominated in the FIR and the offence for which the accused/petitioner is charged, attracts the prohibitory clause of section 497 Cr.P.C. Moreover, huge quantity of chars has been recovered from possession accused/petitioner. The points raised by learned for accused/petitioner, involve deep appreciation of evidence. Furthermore, sufficient material is available on file which reasonably accused/petitioner with connect the commission offence. Hence, the accused/petitioner is not entitled for the concession of bail at this stage. Accordingly, for the stated reasons, bail petition in hand stands dismissed being meritless. Consign.



Pronounced: 08.11.2023

SHAUKAT AHMAD KHAN
Sessions Judge/ Judge Special Court,
Orakzai at Baber Mela