

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

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

2. 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

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

3. It is evident from the record that the 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 of accused/petitioner. The points raised by learned counsel for accused/petitioner, involve deep appreciation of evidence. Furthermore, sufficient material is available on file which reasonably connect the accused/petitioner with the commission of 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