

## State Vs Muhammad Shaheen

Order...03

03.11.2023

Present:

DY. PP for the state.

Petitioners in person.

Respondent in person.

This order is intended to dispose of this instant inquiry proceedings. Arguments from the Dy. PP and learned counsels already heard and record perused.

Brief facts of the instant petition are that the petitioners sought registration of FIR against the respondent namely Muhammad Shaheen alleging therein that the respondent has prepared forged documents for lease of Coal Mines. The petitioners further alleged that they have neither signed nor thumb impressed the documents in questioned. By accepting their 22-A petition by the worthy District and Sessions Judge, Orakzai Vide Order Date; 25.04.2022, police were directed to proceed U/S 155 Cr.P.C. The police then after grant of prior permission by Judicial Magistrate on 27.04.2022, initiated inquiry U/S 155 Cr.P.C. and obtained thumb impression and specimen signatures of the petitioners. The specimen was sent to Forensic Science Laboratory, Peshawar who submitted its report No. 18233/FSL dated; 04.07.2022.

According to FSL report, specimen signatures of the petitioners namely Meer Badshah and Khan Zaman matched to the questioned signatures on the alleged forged documents. And specimen signature of the petitioner namely Rahman Shah matched with one alleged forged document and was not compared with the other document due to being in separate style.

The report of FSL, Peshawar being against the favour of the petitioners, they then filed an application in the court of Sessions Judge, Orakzai for sending the specimen signatures and thumb impressions to Punjab Forensic Science Agency for comparison

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Civil Judge/JM-I  
Orakzai at (Babar Mela)

**State Vs Muhammad Shaheen**

**Order...03**  
**Continued.**  
03.11.2023


which was allowed Vide Order Dated; 26.07.2022 and the same was sent to Punjab Forensic Science Agency after obtaining new sets of specimen signatures and thumb impressions.

The Punjab Forensic Science Agency submitted its report dated 18.11.2022 on thumb impressions and according to the said report thumb impressions of all the three petitioners matched with the questioned thumb impressions on allegedly forged documents i.e. Bayan Halfi.

Moreover, The Punjab Forensic Science Agency submitted its report dated 06.06.2023 regarding authenticity of questioned signatures on the questioned documents i.e. Bayan Hisadaran and Qoami Moahida. According to the said report, the specimen signatures of Khan Zaman matched with both the questioned documents. The signatures of Rehman Shah matched with questioned signature on Qoami Moahida and no conclusion was drawn in respect of his signatures on Bayan Hisadaran. Similarly, no conclusion was drawn in respect of questioned signature and specimen signatures of Meer Badshah.

Thus, keeping in consideration the inquiry report, findings of Forensic Science Laboratory, Peshawar and findings of Punjab Forensic Science Agency, and what is discussed above, no offence is made out and inquiry is fruitless to proceed further. Hence, without any further proceedings, the instant file be consigned to record room after its necessary completion and compilation.

**Announced:**  
03.11.2023

  
**Sami Ullah**  
Judicial Magistrate-I,  
Orakzai (at Baber Mela)