

(7) ⁶² (P)

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

Bail Application No. : 2/4 of 2022
Date of Institution : 03.01.2022
Date of Decision : 13.01.2022

ABDUL RAZIQ VS THE STATE

ORDER

DPP, Umar Niaz for the State and Tajamal Hussain Bangash Advocate for accused/petitioner present. Arguments heard and record gone through.

2. Accused/petitioner, Abdul Raziq s/o Nasir Khan seeks his post-arrest bail in case FIR No. 150, dated 24.12.2021 registered U/S 9 (d) Khyber Pakhtunkhwa CNSA at Police Station Kalaya, wherein, as per contents of FIR, the local police having laid a picket on the spot, stopped motorcycle riding by accused/petitioner for the purpose of checking. The search of the motorcycle led the complainant to the recovery of 05 packets of chars, each weighing 1000 grams (total 5000 grams of chars) from beneath the oil tank of the motorcycle. Hence, the present FIR.

3. It is evident from the record that the accused/petitioner is directly nominated in the FIR

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with a huge quantity of chars recovered from his possession. The offence for which the accused/petitioner is charged, attracts prohibitory clause of section 497 Cr.P.C. Moreover, sufficient material is available on file which reasonably connect the accused/petitioner with the commission of offence. The points raised by the learned counsel for accused/petitioner involve deep appreciation of merits which cannot be discussed at this stage. 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:

13.01.2022



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