

Or.....03
12.02.2022

(3)

APP for state present. Petitioner through counsel present.
Complainant in person present.

The petitioners namely **Imtiaz S/O Qambar Khan**; R/O Qaum Bezot, District Orakzai has applied for his post arrest bail in connection with case FIR No. 12, Dated: 05.02.2022 U/S 506/148/149 PPC, registered in PS Kalaya, L/Orakzai.

Complainant was duly waited for production of either the wakalatnama or his counsel but he failed to do so, and later on appeared and stated at the bar that he relies on the arguments of APP, thus, reliance was placed on the arguments advanced by the learned APP for the state.

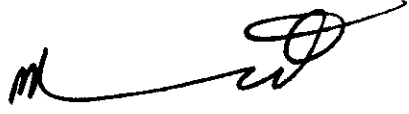
Arguments heard and file perused.

In view of arguments advanced by learned counsel for parties and perusal of record, it transpires that maximum punishment provided for section 506 PPC is seven years, which does not fall within the ambit of prohibitory clause of section 497 Cr.P.C, in such like cases the grant of bail is a rule while its refusal is an exception but there exist no exceptional circumstances in the present case.

For the above reasons, the accused is entitled to the concession of bail at this stage, hence, application in hand is **accepted** and they be released on bail, subject to furnishing of bail bonds to the tune of Rs. 50,000/- with two local and reliable sureties, each in the like amount to the satisfaction of this court.

Copy of this order be placed on police record and the instant File be consigned to record room while record be sent back to the quarter concerned.

Announced
12.02.2022


(Rehmat Ullah Wazir)
Judicial Magistrate-I,
Camp Court, Kalaya, Orakzai