

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

Bail Application No. : 156/4 of 2021  
 Date of Institution : 23.08.2021  
 Date of Decision : 03.09.2021


GUL MIR VS THE STATE

ORDER

DPP, Umar Niaz for the State present.

Counsel for the accused/petitioner submitted written arguments through his junior. Placed on file. Arguments of the learned DPP heard, the written arguments submitted by counsel for accused/petitioner and the available record gone through.

2. Accused/petitioner, Gul Mir s/o Ghalji seek his release on bail in case FIR No. 97, dated 01.08.2021 registered U/S 9 (d) KP CNSA at Police Station Kalaya Lower Orakzai, wherein, as per contents of FIR, the complainant alongwith other police officials having laid a picket, where a motorcycle riding by two persons was stopped. The person of the present accused was searched which led the complainant to the recovery of 9 packets of chars each weighing 1200 grams a total


  
 03/09/21  
 Shaukat Ahmad Khan  
 District & Sessions Judge,  
 Orakzai at Baber Mela

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of 10800 grams of chars (Gardah) from the waist coat worn by the accused/petitioner. The accused disclosed his name as Gul Mir, the present accused/petitioner.

3. It is evident from the record that the accused/petitioner is directly nominated in the FIR with a huge quantity of chars recovered from his possession. Moreover, the offence for which the accused/petitioner is charged, attracts prohibitory clause of section 497 Cr.P.C. Furthermore, sufficient material is available on file which reasonable 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**  
03.09.2021

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