

IN THE COURT OF ADDITIONAL SESSIONS JUDGE ORAKZAI, AT BABAR MELA

BBA No. 90/4 of 2021

Dosti Khan etc. Vs State

Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
Order	08/09/2021	<p>Accused/petitioners on ad-interim pre-arrest bail present.</p> <p>2. This is the disposal of Pre arrest bail application presented by accused/petitioners Dosti Khan son of Shareef Khan and Saif Ullah son of Dosti Khan, all residents of Ali Khel, Tappa Sher Khel, Alaf Khel and Tehsil Upper District Orakzai.</p> <p>3. Complainant reported against the accused/petitioners that they entered forcibly upon his property along with a tractor and started ploughing in his property. When the complainant reached to his property after receiving information, the present petitioners took their Pistols and extended life threats to the complainant by aiming their Pistol upon him and also abused him. The Local Police has not lodged the FIR which led the complainant to move the court for registration of case u/s 22-A of the Code of Criminal Procedure, 1898. Resultantly, criminal law was brought into motion and FIR bearing No.7 dated: 06-07-2021 was registered u/s 506-504-447/34 of the Pakistan Penal Code, 1860 in Police Station, Daboori. Two out of four accused presented instant pre-arrest bail petition which is under consideration.</p> <p>4. Arguments of counsel for the accused/petitioners and learned APP for State assisted by learned private counsel for the complainant heard and record perused.</p> <p>5. On tentative assessment of record, it reveals that motive in shape of dispute over landed property is existing. Parties are known to each other which exclude chance of misidentification. All of the petitioners have specifically been named in the contents of FIR. No mala fide on part of</p>



SAYED FAZAL WADOOD
Addl: District & Sessions Judge
Orakzai at Hangu

the complainant or prosecution is being surfaced.

6. For what has been discussed above, instant pre arrest bail petition stands dismissed. Ad-interim pre arrest bail earlier granted to the accused/petitioners is hereby recalled. File of this Court be consigned to District Record Room after its necessary completion and compilation within the span allowed for; whereas, copy of this Order be placed on record of Police to be returned accordingly.

7. Announced in open Court.



Sayed Fazal Wadood,
AD&SJ, Orakzai at Baber Mela