

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

Superdari Petition No. 8/4 of 2021  
Abu Bakar Siddique 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 3-	28/10/2021	<p>Petitioner in person along with Malik Yasir Iqbal Advocate and Mr. Amir Shah APP for State are in attendance.</p> <p>2. This is the disposal of Superdari petition presented by petitioner Abu Bakar Siddique son of Muhammad Nadeem resident of Charbagh District Kohat, for return of Vehicle Motor Car bearing registration No. SK-892 with chassis No. NZE-12160; seized by local Police in FIR No. 35 dated 17-10-2021 registered under Section 302 of the Pakistan Penal Code 1860.</p> <p>3. Learned counsel for petitioner and learned Assistant Public Prosecutor for State were heard at length and file gone through.</p> <p>4. Brief facts of the case are such that Hafeez Ullah deceased was driving the above mentioned Car which was forcibly stopped by accused Mumtaz Khan in the Hassan Zai area located within the Criminal Jurisdiction of Police Station Mishti Mela and consequently murdered. The Vehicle referred above has been taken into possession by local Police; therefore, application for return of Vehicle is presented which is under consideration.</p> <p>5. Perusal of case file reflects that the vehicle in question is neither weapon of offense nor used in commission of offense. Petitioner is running the business of dealing cars on rent and all documents regarding registration of his business as well as use of question vehicle in rent have been annexed with the petition. The petitioner produced documents in respect of the Vehicle which speaks that he is recorded owner of the same. There is no rival claim as well and retaining the Vehicle in</p>

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

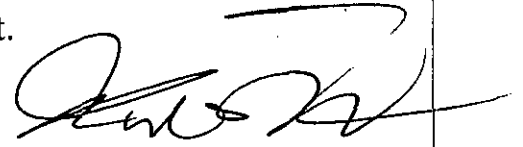
(4)

Police Station will serve no purpose except decay.

6. For what has been discussed above, instant Superdari petition stands allowed. The Vehicle bearing No. SK-892 Islamabad shall be returned to petitioner subject to furnishing surety bonds to the tune of Rs. 10 lacs, with 02 sureties, each in the like amount to the satisfaction of SHO of Police Station Mishti Mela. The petitioner will remain bound to produce the Vehicle whenever required to Police or Court.

7. 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.

8. Announced in open Court.



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