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

BA No. 121/4 of 2021
Abdul Kareem Vs State

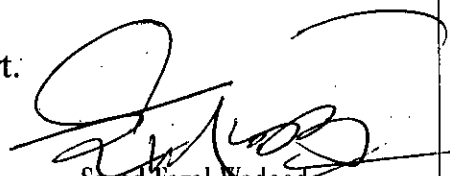
Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
Order	11/11/2021	<p>Mr. Sana Ullah advocate for accused/petitioner; Mr. Amir Shah APP for State are in attendance.</p> <p>2. This is the disposal of Post arrest bail application presented by accused/petitioner Abdul Kareem son of Dilawar Khan, resident of Qum Mishti tappa Shahoo Khel District Hangu.</p> <p>3. Mr. Akhtar Munir ASHO and other Police Officials of Police Station Mishti Mela, Orakzai were reportedly available on barricade established pursuant to spy information regarding smuggling of contraband. Abdul Kareem son of Dilawar Khan was coming towards the Check post while driving white colored Suzuki vehicle. On suspicion, he was stopped and searched, 06 packets measuring 1000 grams each with total of 6000 grams of chars were found in Suzuki vehicle which was driven by accused as single person setting in the vehicle. Criminal Law was brought into motion against the accused and resultantly, FIR bearing No. 37 dated: 27/10/2021 was registered against the accused/petitioner by attracting Section 9-D of the KP Control of Narcotics Substances Act, 2019 in Police Station Mishti Mela of District Orakzai. The accused/petitioner was arrested on spot who was later on remanded to Judicial Lockup. Consequently, application for release of accused/petitioner on bail is presented which is under consideration.</p> <p>4. Learned counsel for accused/petitioner and learned Assistant Public Prosecutor for State were heard at length and file gone through.</p> <p>5. This is tentative assessment of record available on file as deep appreciation of case file is neither required nor warranted at this stage. The accused/petitioner was</p>


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

allegedly carrying chars in his Suzuki vehicle and was arrested on the spot. The huge quantity of 6000 grams of chars was recovered from the vehicle under his sole use and control that has been supported with ocular evidence of the witnesses recorded on memorandum of recovery. The parcels separated for the purpose of examination through channel of Forensic Science Laboratory have promptly been sent. The huge quantity of chars apparently rules out the chance of false implication. The case of accused/petitioner is also falling within the ambit of prohibitory Clause of Section-497 of the Criminal Procedure Code, 1898. Arrest of accused/petitioner on the spot and recovery of huge quantity of chars connect the accused/petitioner with the commission of offence on its face and thus the Court is not inclined to extend him concession of bail.

6. For what has been discussed above, instant bail petition stands dismissed. 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/JSC, Orakzai at Baber Mela