

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

Bail Application No. : 182/4 of 2021  
Date of Institution : 01.11.2021  
Date of Decision : 24.11.2021


LUQMAN KHAN VS THE STATE

ORDER

DPP Umar Niaz for the State and Sana Ullah Khan Advocate for accused/petitioner present.  
Mst. Zodin Khela (real mother of deceased) and Mst. Lawar Jaan (step-mother of deceased) present in person.

2. At the very outset, mothers of deceased submitted affidavit wherein they submitted that they have neither registered the FIR nor reported the matter to police. They have got no objection upon the release of accused/petitioner on bail. To that effect their joint statement recorded and placed on file. Arguments heard and record gone through.


3. The accused/petitioner, Luqman Khan s/o Zarab Gul seeks his post arrest bail in case FIR no. 83, dated 28.06.2021, u/s 302/311 PPC of PS Kalaya, wherein as per contents of FIR, on 28.06.2021, the local police on receipt of information regarding murder of female on the

  
**SHAUKAT AHMAD KHAN**  
District & Sessions Judge  
Orakzai at Baber Mela  
24/11/21

pretext of honour reached on the spot where Mst. Hazrat Meena w/o Sefat Khan was found murdered with firearm. The police also came to know that she was murdered by the present accused/petitioner and his cousin Majid Gul on the pretext of having illicit relations with one, Rehmat Ullah s/o Sunjaf Ali. Hence, the present FIR.

4. Arguments heard and record perused. Perusal of the case file shows that though the accused/petitioner is directly charged and the offence carries capital punishment but there is no eye-witness of the occurrence. As per affidavit coupled with joint statement of both the mothers of deceased, they have got no objection upon the release of accused/petitioner on bail. All these facts throw the case against the accused/petitioner within the ambit of further inquiry. Hence, the accused/petitioner is admitted to the concession of bail subject to the conditions of affidavit Ex. PA, provided he submits two surety bonds in the sum of Rs. 100,000/- with two sureties, each in the like amount to the satisfaction of this court/Judicial Magistrate. The sureties must be local, reliable and men of means. Consign.

**Pronounced**  
24.11.2021

  
**SHAUKAT AHMAD KHAN**  
Sessions Judge, Orakzai  
at Baber Mela