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Court of Additional Sessions Judge, Orakzai at Baber Mela

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Hadi Zaman etc. vs State

Case Title _____

vs _____

Serial No of order of 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 - 5	31/01/2022	<p>Syed Mudassir Pirzada Advocate represented accused/petitioners; Mr. Amir Shah DyPP for the State assisted by Noor Awaz Advocate for complainant, are in attendance.</p> <p>2. Arguments have already been heard; whereas, this order is intended to dispose of the captioned Bail Application submitted by Accused/petitioners Hadi Zaman son of Muhammad Afzal, Fayaz Ullah son of Hadi Zaman and Ihsan Ullah son of Muhamad Afzal, all residents of Ghiljo Orakzai.</p> <p>3. Muhammad Yaseen reported the matter of sustaining injuries being beaten by the accused, to the local police which was incorporated into Daily Diary No.8 dated 21-08-2021. It has been mentioned therein that the complainant party is sharing the drainage with the accused being neighbors which was blocked by the accused party. This matter was complained by the complainant to the accused that led to the occurrence. Complainant was beaten by the accused as a result of which he sustained injuries and the matter was referred to Tehsil Headquarter Hospital Ghiljo. On receiving medico legal report (MLC), local police has referred the matter to District Public Prosecutor for opinion. Consequently, FIR bearing No.35 dated 06-10-2021 was registered under sections 337 A(i) and 337-A(iv) read with Section-34 of Pakistan Penal Code 1860, in Police Station Ghiljo, Orakzai. Petitioners moved this Court with application for post arrest bail which is under consideration.</p> <p>4. Today the injured person (complainant) present and stated at the Bar that they have patched up the matter with accused/petitioners by the intervention of the elder of the locality and pardoned the accused/petitioners through compromise. He stated before the Court that he has got no</p>

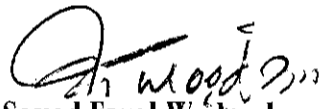

SAYED FAZAL WADOOD
Ad'l: District & Sessions Judge
Orakzai at Hangu

objection if the accused/petitioners are released on bail. He submitted the compromise deed which is placed on file. The offences for which accused/petitioners are charged is compoundable and the parties being co-villagers inter se have affected a genuine compromise which is apparently seems in the best interest of the parties. The injured is fully satisfied with the compromise and is no more interested in perusing the bail petition of the accused.

5. In view of the above, the compromise is accepted and the bail petition is accepted on the basis of compromise. The accused/petitioners are released on bail subject to furnishing surety bond in the sum of Rs. 80,000/- with two sureties, each in the like amount, to the satisfaction of this Court/MOD.

7. File of this Court be consigned to District Record Room, Orakzai after its necessary completion and compilation within the span allowed for. Record of the Police be sent back with copy of this Order.

8. Announced in the open Court.


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