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

Bail Application No. : 15/4 of 2022
Date of Institution : 15.02.2022
Date of Decision : 17.02.2022

NAIMAT ULLAH VS THE STATE

ORDER

DPP, Umar Niaz for the State and Sana Ullah Khan Advocate for accused/petitioner present. Record received. Arguments heard and record gone through.

2. Accused/petitioner, Naimat Ullah s/o Aqal Jaan seeks his post arrest bail in case FIR No. 17, dated 11.02.2022, registered U/S 9 (d) of the Khyber Pakhtunkhwa Control of Narcotic Substances Act, 2019 at Police Station Kalaya, wherein, as per contents of FIR, the complainant alongwith other police officials being present on the spot of occurrence, found a person having a plastic bag in his hand. The search of which led the complainant to the recovery of 06 packets of chars, each weighing 800 grams, a total of 4800 grams of chars. Further the search of the person of accused/petitioner led the complainant to the

Shaukat Ahmad Khan
District & Sessions Judge,
Orakzai at Baber Mela

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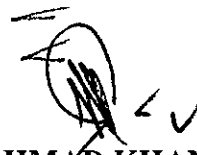
recovery of 38 grams of ice from his side pocket.

Hence, the present FIR.

3. It is evident from the record that the accused/petitioner is directly nominated in the FIR with a huge quantity of chars recovered from his possession. The offence for which the accused/petitioner is charged, attracts prohibitory clause of section 497 Cr.P.C. Moreover, sufficient material is available on file which reasonably connect the accused/petitioner with the commission of offence. Hence, the accused/petitioner is not entitled for the concession of bail at this stage. Accordingly, for the stated reasons, bail petition in hand stands dismissed being meritless. Consign.

Pronounced

17.02.2022



SHAUKAT AHMAD KHAN
Sessions Judge/ Judge Special Court,
Orakzai at Baber Mela