

Or.....02
17.09.2021

APP for the state present. Petitioner through his relatives present and submitted written arguments on behalf of the counsel for the petitioner, which are placed on file. No one for the complainant present despite repeated calls.

The petitioner namely Fazal Rafiq S/O Fazal Khanan has applied for his post arrest bail in connection with case FIR No. 28, Dated: 06.09.2021 U/S 324/427/34 PPC, registered in PS Mishti Mela, Lower Orakzai.

Arguments heard and file perused.

After hearing of arguments and perusal of the record I am of the opinion that the accused is directly charged in the FIR. There is daylight occurrence. Further the offence U/S 324 PPC for which the accused is charged comes within the prohibitory clause provided by section 497 CrPC, where grant of bail is not a rule.

Thus, in these circumstances, the accused is not entitled to the concession of bail, hence, the application in hand is turned down.

Copy of this order be placed on police record and the instant File be consigned to record room while record be sent back to the quarter concerned.

Announced
17.09.2021



(Rehmat Ullah Wazir)
Judicial Magistrate-I,
Camp Court, Kalaya, Orakzai