

Order-07  
28/02/2022

APP for the state present.

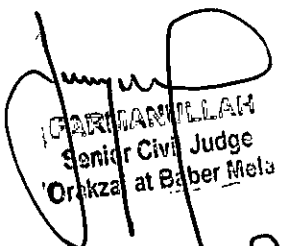
Accused on bail present along with counsel.

Zar Wali Khan (Father), Mst Shaista (Mother) and Alamzeba Bibi (widow) of deceased present.

Legal heirs of deceased stated before the court that deceased namely Raheed Ullah died issueless and was survived by his father, mother and widow. They stated that being the legal heirs of deceased they have affected compromise with the accused with the intervention of elders of locality and have pardoned him in the name of Almighty Allah by waving their right of Diyat. The compromise is Ex.PA and Ex.PB while their CNICs are Ex.PC to Ex.PE. They have got no objection if the accused is acquitted in the instant case. To this effect their joint statements recorded before the court.

Witnesses of compromise Ex.PA namely Dil Jan Khan and Mehmood Khan also present, who also verified the compromise to be true and correct and stated that except Zar Wali Khan, Mst Shaista and Alamzeba Bibi, there is no other legal heirs of deceased. To this effect their statements also recorded before the court and their CNICs are Ex.PG and Ex.PH.

Perusal of the record depicts that accused is charged for offences u/s 279/320/427 PPC. The major offences u/s 320 and 427 PPC are compoundable in nature. Though, offence u/s 279 PPC is not compoundable yet when compromise has been affected in major compoundable offences then the same compromise can also be considered in non-compoundable offence. As the legal heirs of deceased

  
FARHAN ULLAH  
Senior Civil Judge  
Orakzai at Baber Mela  
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have affected compromise with their free will and consent and they have got no objection if the accused is acquitted from the charges leveled against him and the compromise also appears to be in just interest of both the parties, hence by accepting compromise, the accused is acquitted from the charges leveled against him in the instant case. The accused is on bail, his sureties are discharged from the liability of bail bonds.

File be consigned to the record room after its necessary completion and compilation.

**Announced**  
28.02.2022

**Fakman Ullah**  
Senior Civil Judge  
Orakzai at Baber Mela  
Senior Civil Judge/JM,  
Orakzai at Baber Mela.