

(07)

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


Bail Application No. : 23/4 of 2022
Date of Institution : 19.03.2022
Date of Decision : 04.04.2022

NIAZ VS THE STATE

ORDER

DPP, Umar Niaz for the State and Tajamal Hussain Advocate for accused/petitioner present. Arguments heard and record gone through.

2. Accused/petitioner, Niaz s/o Rahim Gul seeks his post-arrest bail in case FIR No. 14 dated 08.02.2022 registered U/S 9 (d) of the Khyber Pakhtunkhwa CNSA, 2019 at Police Station Kalaya, wherein, as per contents of FIR, the complainant alongwith other police during routine patrolling were present on the spot, where a person having a blue colour shopper in his hand walking on foot towards the picket, was stopped. The search of the blue colour shopper led the complainant to the recovery of 06 packets of chars, each weighing 1000 grams, a total of 6000 grams. Hence, the present FIR.


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

04/04/22

3. It is evident from the record that the accused/petitioner is directly nominated in the FIR

08

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 connects 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:

04.04.2022



Signature of Shaukat Ahmad Khan

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