
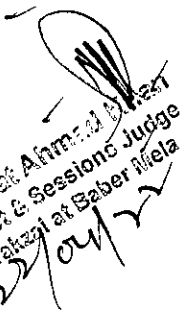



IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA

Case Title: State vs Said Umar etc.

Serial No of order or 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 No.01	20.04.2022	<p>Complete Challan received from DPP, Orakzai for the purpose of trial alongwith application for discharge of the accused u/s 4C(ii) and 5(b) of the Khyber Pakhtunkhwa Prosecution Act, 2005 read with section 494 CrPC. Register. Case file be put up for arguments on the application on 22.04.2022.</p> <p style="text-align: right;"> (SHAUKAT AHMAD KHAN) Sessions Judge/Judge Special Court, Orakzai at Baber Mela</p>
Order No.02	22.04.2022	<p>DPP, Umar Niaz for the State present. Arguments on the application heard and case file perused.</p> <p>It is evidence from the record that accused Said Umar s/o Yar Muhammad and Inzir Gul s/o Gul Marokey are charged for the offence u/s 9 (d) of the Khyber Pakhtunkhwa Control of Narcotic Substance Act, 2019 vide FIR no. 145, dated 23.12.2021 of PS Kalaya wherein, as per contents of FIR, the complainant alongwith other police officials acting on information regarding smuggling of narcotics by the above-named accused via motorcycle from Mandra Khel to Bara, laid a picket on the spot, where a motorcycle riding by two persons on seeing the police party, abandoned the motorcycle alongwith a white colour bag and made their escape good from the spot. The search of the bag led the</p> <p style="text-align: left;"> Shaukat Ahmad Khan District & Sessions Judge, Orakzai at Baber Mela 22/04/22</p>

FIR no. 145 Dated: 23-12-21 u/s 9D CNBA, PS Kalaya

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Contin. Order No.02		<p>complainant to the recovery of 26 packets of chars wrapped with yellow colour adhesive tape, each weighing 1000 grams, a total of 26,000 grams of chars. Hence, the instant FIR was registered against the above-named accused.</p> <p>(2) After completion of investigation, the prosecution submitted challan alongwith application for discharge of the accused on the grounds mentioned therein.</p> <p>(3) Arguments heard and record perused.</p> <p>(4) It is evident from the record that neither the accused were arrested on the spot nor any recovery has been effected from their personal possession. There is nothing available on file as to show that how the local police were able to establish the identity of the accused named above.</p> <p>(5) In view of what is discussed above, it is held that there is no ground to proceed against the accused namely, Said Umar s/o Yar Muhammad and Inzir Gul s/o Gul Marokey; therefore, on acceptance of the application of prosecution, the accused named above are discharged of the offence. Consign.</p> <p>Pronounced: 22.04.2022</p> <p style="text-align: right;"> (SHAUKAT AHMAD KHAN) Sessions Judge/Judge Special Court, Orakzai at Baber Mela</p>