

Order ...02

05.07.2022

App for the state present. Surety namely Gul Azam present and submitted reply. Arguments heard and record gone through.

Record reveals that Gul Azam Khan S/O Azam Khan stood surety for the accused Habib Khan for an amount of Rs. 50,000/- in case FIR No. 20, Dated: 12.12.2021 U/S 506/34 PPC PS: Dabori. During the trial, he failed to produce the said accused before the court so he was proceeded against U/S 514 Cr. PC. Notices of show cause served upon him. In respect of which he submitted written reply and requested for lenient view. As per reply, accused has gone abroad for earning his livelihood and he stood surety for the accused on the ground that he is relatives of the accused and not for personal and financial gain.

There is nothing on record showing that the surety has gained any financial benefits from the accused. Prima facie, he stood surety for the accused on social ground. Hence, a lenient view is taken of the matter and surety is burdened with the fine of Rs. 3000/-- (Three Thousand). The surety is directed to deposit fine of Rs. 3,000/-.

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

Announced  
05/07/2022

  
Sami Ullah  
Judicial Magistrate-I,  
Orakzai.