

IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA


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Case Title: State vs Gul Saeed

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.05	07.06.2022	<p>DPP, Umar Niaz for the State present. Accused Gul Saeed absconding. PWs; Muhammad Salman SI, Moharrir Abdullah, constable Khaista Akbar, Imtiaz Khan SHO, constable Muhammad Talib and Muhammad Ishaq SI/OII present and examined as PW-1 to PW-6 respectively. The prosecution closed its evidence.</p> <p>Arguments heard and record perused.</p> <p>The case of the prosecution as per contents of Murasila Ex. PA/1 converted into FIR Ex. PA is; that on 27.01.2022 the complainant/PW-4 along with other police officials during routine patrolling were present on the spot where at about 1620 hours, a person walking on foot, was stopped for the purpose of checking. The personal search of the accused led the complainant/PW-4 to the recovery of 01 packet of chars weighing 1190 grams from his trouser-fold. The complainant/PW-4 separated 10 grams of chars from the packet for chemical analysis of FSL, packed and sealed the same into parcel no. 1 whereas the remaining quantity of chars weighing 1180 grams were packed and sealed in parcel no. 2. The person disclosed his name as Gul Saeed so Ikhtiar Gul. The complainant/PW-4 took into possession the recovered chars vide recovery memo Ex. PC. Murasila Ex. PA/1 was drafted and sent to the PS which was converted into FIR Ex. PA by PW-2 Moharrir Abdullah. Hence, the present case.</p> <p>After completion of investigation, the prosecution submitted complete challan against the accused Gul Saeed. Summons were issued to the accused who accordingly appeared before the court, copies of the record were provided him in line with section 265-C CrPC and the case was fixed for framing of charge;</p>

Shaukat Ahmad Khan
District & Sessions Judge
Orakzai at Baber Mela
07/06/22

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Contin. Order No.05		<p>however, the accused failed to appear before the court and NBWA was issued against the accused besides notice was issued to his sureties which was returned with a report that the accused has gone abroad and there is no likelihood of his arrest in near future; therefore, he was proceeded u/s 512 CrPC and the prosecution was directed to adduce evidence in absentia of the accused. Accordingly, the prosecution produced and examined as many as 06 witnesses.</p> <p>As per evidence recorded by the prosecution, a prima facia case has made out against the absconding accused Zahid s/o Ikhtiar Gul; hence, he is declared proclaimed offender. Perpetual warrant of arrest be issued against him and DPO, Orakzai is directed to enter his name in the register of proclaimed offenders. All the legal course be adopted for his arrest and he be brought before the court as and when arrested. Consign.</p> <p><u>Pronounced</u> 07.06.2022</p> <div style="display: flex; justify-content: space-around; align-items: center;"><div data-bbox="557 1647 834 1927"></div><div data-bbox="964 1569 1393 1787"><p>(SHAUKAT AHMAD KHAN) Sessions Judge/Judge Special Court, Orakzai at Baber Mela</p></div></div>