

FORM "A"
FORM OF ORDER SHEET

IN THE COURT OF SYED ABBAS BUKHARI, CIVIL JUDGE/JUDICIAL MAGISTRATE/CJ-II, KALAYA ORAKZAI
Case Title: State Vs M. Haleem

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 03	29.11.2023	<p>None present for the State. Petitioner through counsel present. Record received. The petitioner namely Muhammad Haleem S/O Muhammad Shereen R/O Qoum Mamozai, Tapa Seoy Toor Samat, District Orakzai has applied for his post arrest bail in connection with case FIR No. 19, Dated: 24.10.2023 U/S 11-A CNSA, registered in PS Daboori, District Orakzai.</p> <p>Learned counsel for accused already sent written Arguments.</p> <p>Though, accused is directly charged in the FIR but the offence, for which accused is charged, do not come within the prohibitory clause of section 497 Cr.P.C, in such like cases the grant of bail is a rule while its refusal is an exception but there exist no exceptional circumstances in the present case. There is nothing on record which could show that accused/petitioner is previous convict in such like cases. Accused/petitioner has not confessed his guilt before the court.</p> <p>Moreover, Section 11-B CNSA is not attracted in the instant case, as the quantity of contraband does not exceed 100 grams.</p> <p>For the above reasons, the accused is entitled to the concession of bail at this stage, hence, application in hand is accepted and he be released on bail, subject to furnishing of bail bonds to the tune of Rs. 80,000/- by the accused with two local and reliable sureties each in the like amount to the satisfaction of this court.</p> <p>Copy of this order be placed on police record and the instant File be consigned to record room while record be sent back to the quarter concerned.</p> <p>Announced 29.11.2021</p> <p style="text-align: right;">Syed Abbas Bukhari, Judicial Magistrate-II, Tehsil Court Kalaya, Orakzai</p>