

IN THE COURT OF JUDICIAL MAGISTRATE-I, KALAYA, ORAKZAI

Bail Petition 110/4 of 2023.**Date of institution.....18.12.2023.****Date of decision.....19.12.2023.**

Mr. Abid Ali Advocate counsel for accused/petitioner.

APP for the state

Order.02

19.12.2023

APP for the state present. Counsel for accused/petitioner present.
Record received. Attested W/N submitted. Arguments heard and case file perused.

Accused/petitioner namely Syed Zeeshan Haider S/O Syed Tajamal Hussain R/O Qaum Saidan, Tappa Kalaya, Lower Orakzai is seeking his post arrest bail in Case FIR No.101 dated: 02.11.2023 U/S 11-A CNSA, Police Station Kalaya, District Orakzai.

Record shows that the offence with which accused/petitioner is charged does not fall within the ambit of prohibitory clause of Section 497 Cr. PC. In such like cases grant of bail is a rule and refusal is exception. No extra ordinary circumstances exist to justify departure from the said rule. There is no criminal history of accused/petitioner.

19/12/2023

ZAHIR KHAN
Civil Judge/JM
Kalaya Orakzai

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. Record shows that accused /petitioner is suffering from hepatitis C which requires proper

treatment. Investigation has already been completed and accused/petitioner is no more required to the local police for investigation.

Resultantly, application in hand is allowed. Petitioner be released on bail subject to furnishing bail bonds in the sum of Rs. 50,000/- (Fifty thousand) with two sureties each in the like amount to the satisfaction of this court. Copy of this order be placed on police as well as judicial record. The requisitioned record be sent back to the quarter concerned forthwith, while file of this court be consigned to record room after necessary completion and compilation.

ANNOUNCED:

19.12.2023



Zahir Khan
JMIC-I, Kalaya, Orakzai