

(7)

**IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA**

Case Title: State vs Munsif Khan 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.04	27.06.2022	<p>DPP, Umar Niaz for the State present. Accused, Muhammad Munsif on bail present while Altaf Hussain, Munawar Khan and Siddique Khan are absconding. PWs Ain Ullah Moharrir, Junaid Ali constable, Aftab Hassan SHO, Abbas Ali Shah constable and Ishtiaq Hassan SI/OII present and examined as PW-1 to PW-5. The prosecution abandoned remaining PWs and closed its evidence. Separate challan u/s 468/471 PPC not submitted. The prosecution is directed to submit the same before date fixed. To come up for submission of separate challan/arguments on 29.06.2022.</p> <p align="right">   <b>(SHAUKAT AHMAD KHAN)</b>                      Sessions Judge/Judge Special                      Court, Orakzai at Baber Mela                 </p>
Order No.05	29.06.2022	<p>DPP, Umar Niaz for the State present. Accused, Muhammad Munsif on bail has already been discharged from the offence u/s 9 (d) CNSA vide order dated 20.06.2022 of this court while Altaf Hussain, Munawar Khan and Siddique Khan are absconding. Arguments heard.</p> <p>Accused, Altaf Hussain, Munawar Khan and Siddique Khan are charged in case FIR no. 33, dated 01.12.2021, u/s 9 (d) CNSA and 468/471 PPC of PS Kurez Boya wherein, as per contents of FIR, the complainant along with other police officials during patrolling, laid a picket on the spot where at about 1315 hours three/four unknown persons boarding a motorcar on way towards the spot, on seeing the police party</p> <p>   <b>Shaukat Ahmad Khan</b>                      District &amp; Sessions Judge,                      Orakzai at Baber Mela                      29/06/22                 </p>

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<p>Contin. Order No.05</p>		<p>abandoned the motorcar and made their escape good from the spot. The search of the motorcar led the complainant to the recovery of 25 packets of chars, each weighing 1200 grams (total of 30,000 grams of chars). The names of the accused were revealed to local police as Iltaf Hussain, Munawar and 02 unknown accused. Later on, the present accused was charged in the instant case as one of the unknown accused on the basis of information.</p> <p>The accused despite proceedings u/s 204 Cr.P.C as well as u/s 87 Cr.P.C failed to appear. Hence, they were proceeded u/s 512 Cr.P.C.</p> <p>It is evident from the record that the above-named accused are deliberately avoiding their lawful arrest; hence, as per record, a prima facie case exists against the absconding accused. They are declared proclaimed offenders. Perpetual warrant of arrest be issued against them and DPO Orakzai is directed to enter their names in the register of proclaimed offenders. All the legal course be adopted for their arrest including digitally impounding/blocking of the CNICs of the absconding accused.</p> <p>Separate challan u/s 468/471 PPC submitted. As the offences u/s aforementioned provisions of law are exclusively triable by the court of Judicial Magistrate, hence above-mentioned challan be entrusted to the court of Judicial Magistrate/Senior Civil Judge, Orakzai with copy of this order and copy of order dated 20.06.2022 of this court. File of this court be consigned after its necessary completion and compilation.</p> <p><b>Pronounced:</b> 29.06.2022</p> <p style="text-align: right;"> <b>(SHAUKAT AHMAD KHAN)</b> Sessions Judge/Judge Special Court, Orakzai at Baber Mela</p>

