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**IN THE COURT OF SHABEER AHMAD JUDICIAL
MAGISTRATE-II, TEHSIL KALAYA, DISTRICT ORAKZAI**

Criminal case No. 1/2 of 2021

State Vs Tabib Khan

FIR No. 115 Dated: 22.09.2021

U/S: 341/186/189 PPC.

Police Station: Kalaya, Lower Orakzai

Order

07.07.2022

APP for the State present. Complete challan against accused Tabib Khan received and placed on file. Accused on bail present. Complainant also present. He did not want to pursue the instant case. Arguments on application filed by prosecution for discharge of accused heard and record perused.

Record shows that complainant namely Muhammad Ishaq has charged accused namely Tabib Khan for commission of the offence U/S 341/186/189 PPC vide FIR No. 115 dated 22.09.2021 of PS Kalaya.

Learned APP for the state has filed application for discharge of the accused U/S 5 (b), Prosecution Act, 2005 read with Section 494 Cr. PC. Prosecution has requested for discharge of the accused on the ground of deficient evidence against the accused.

Record shows that complainant namely Muhammad Ishaq did not want to pursue the case. Statement of complainant was recorded on 07.07.2022 wherein he has stated that he has got no objection on the acquittal of accused.

Shabeer Ahmad
O.E. 07-07-2022

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Keeping in view the available record, application for discharge of the accused U/S 5 (b), Prosecution Act, 2005 and request of Assistant Public Prosecutor, accused stand discharged in the instant case. They are on bail. Their sureties stand discharged from their liability. Case property, if any be dealt with in accordance with law.

Copy of the order be placed on police file as well as Judicial file. Instant file be consigned to District Record Room, Orakzai after necessary completion and compilation.

ANNOUNCED

07.07.2022



Shabeer Ahmad
Judicial Magistrate-II,
Tehsil Court, Kalaya, Orakzai