
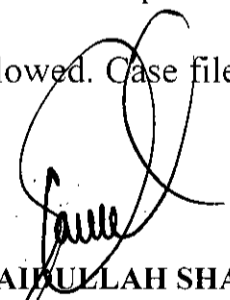


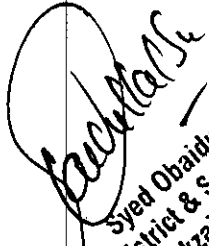
IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA

(4)

Case Title: Muhammad Sahib^{etc} VS State 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	20.11.2023	<p>DPP, Umar Niaz for the State present. Accused/petitioner, Muhammad Ajmal on ad-interim pre-arrest bail in person present. Attested copies of record received. Complainant Muhammad Ilyas not present. Fresh notice be issued to complainant for 04.12.2023.</p> <p align="right">  (SHAUKAT AHMAD KHAN) Sessions Judge, Orakzai at Baber Mela </p>
Order No.05	04.12.2023	<p>DPP, Umar Niaz for the State present. Accused/petitioner, Muhammad Ajmal on ad-interim pre-arrest bail in person present. Original record received. Complainant Muhammad Ilyas present in person. He does not want to engage a private counsel. Accused/petitioner seeks time to produce his counsel. Allowed. Case file be put up for arguments on 11.12.2023.</p> <p align="right">  (SYED OBAIDULLAH SHAH) Sessions Judge, Orakzai at Baber Mela </p>
Order No.06	11.12.2023	<p>DPP, Umar Niaz for the State present. Accused/petitioner, Muhammad Ajmal on ad-interim pre-arrest bail along with counsel present. Complainant Muhammad Ilyas not present.</p> <p>The accused/petitioner, Muhammad Ajmal, seeks confirmation of his ad-interim pre-arrest bail in case FIR</p>


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
<p>Contin. Order No.06</p>		<p>No. 22, Dated 29.10.2023, u/s 380/34 PPC of Police Station Dabori wherein, as per contents of FIR, the complainant vide naqal mad no. 19 of 07.10.2023 made a report to the police to the fact that he had entered into a business agreement with the accused, Muhammad Sahib pertaining to the construction of a private school, inclusive of its boundary wall, and an adjoining general store. Subsequently, the school and the general store were constructed; however, the school was closed three months later owing to low number of enrollments. Following discussions between the complainant and the accused, it was mutually decided to repurpose the land for the construction of a block factory. The necessary materials for this purpose were stored in the general store. Dispute between the accused and the complainant arose when the accused told the complainant to vacate the same but he refused. Whereafter, a civil litigation was filed which was decided in favour of the complainant and the construction work was started again. But on the day of occurrence, upon arrival of him (complainant) at the factory, he found the material being stolen by some unknown person/s. The ASHO was directed to inquire the matter which followed the nomination of the accused Muhammad Sahib and the</p>


 Syed Obaidullah Sheikh
 District & Sessions Judge
 Orakzai at Baber Mela

IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA

⑥

Case Title: Muhammad Sahub etc vs state 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
<p>Contin. Order No.06</p>		<p>accused/petitioner Muhammad Ajmal. Hence, the present FIR.</p> <p>Perusal of the case file reveals that the accused/petitioner Muhammad Ajmal has not been charged in the FIR rather he has been nominated as accused but that too after about 14 days and no recovery has been made from possession of the accused/petitioner. Moreover, there is a civil dispute between the parties over the landed property; therefore, malafid and false implication of the accused/petitioners cannot be ruled out. The prosecution has failed to elucidate the consequential purpose that would be served by committing the accused/petitioner to police custody.</p> <p>Therefore, in the light of above, the bail petition in hand stands accepted and ad-interim pre-arrest bail earlier granted to the accused/petitioner Muhammad Ajmal stands confirmed on the strength of existing bail bonds.</p> <p>Order announced. File of this court be consigned to record room after its necessary completion and compilation.</p> <p>Dated: 11.12.2023</p> <p align="right">  (SYED OBAIDULLAH SHAH) Sessions Judge, Orakzai at Baber Mela </p>

