


Serial No of order or proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary.
1	2	3
Order No.02	13.12.2023	<p>DPP, Umar Niaz for the State present.</p> <p>Accused/petitioner, Ilyas Khan on ad-interim pre-arrest bail in person along with his counsel present. Record received.</p> <p>The above-named accused/petitioner seeks confirmation of ad-interim pre-arrest bail in case FIR No. 108, Dated 20.11.2023, u/s 9 (c) CNSA of Police Station Kalaya, wherein as per contents of FIR, the police on 20.11.2023 at about 1330 hours having laid a picket on the spot saw a motorcycle riding by two persons travelling from Anjani towards the picket. Upon seeing the police party, one of them abandoned the motorcycle and a bag. Despite the police pursuit, the individual managed to elude capture and escape from the spot. The search of the bag led the complainant to the recovery of 710 grams opium. The motorcyclist, identified as Nek Muhammad, revealed during interrogation that he was en-route from Anjani to Karghan and the accused/petitioner Ilyas, who was in possession of a bag, was present there and had boarded his motorcycle. Hence, the present case.</p> <p>Arguments heard and record gone through.</p> <p>Perusal of the case file reveals that the accused/petitioner has not been arrested on the spot rather he has been charged in the FIR on mere</p>


 Syed Abuzakullah Shah
 District & Sessions Judge
 Orakzai at Baber Mela

IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA

(4)

Case Title: Ilyas Khan VS State

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.02</p>		<p>statement of absconder Nek Muhammad. Moreover, no recovery of chars or any other incriminating material has been from possession of accused/petitioner. The prosecution has failed to elucidate the consequential purpose that would be served by committing the accused/petitioner to police custody.</p> <p>In these circumstances, the bail petition in hand stands accepted and ad-interim pre-arrest bail earlier granted to the accused/petitioner Ilyas Khan 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: 13.12.2023</p> <p align="right">  (SYED OBAIDULLAH SHAH) Sessions Judge, Orakzai at Baber Mela </p>