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**COURT OF SENIOR CIVIL JUDGE/JM, ORAKZAI AT BABER MELA**

Case Title: \_\_\_\_\_

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 01	26.02.2024	<p>Sr.PP for the state present. Accused in custody produced. Challan for discharge of the accused Muhammad Wajid s/o Hayat Khan submitted. It be registered. Record perused.</p> <p>The perusal of record and assistance provided by the learned Sr.PP and IO shows that the instant case FIR No. 22, Dated: 03.11.2023, U/S 411/34 PPC is the continuation of offence U/S 379 PPC regarding which, FIR No. 837, Dated: 01.11.2023 was registered by the local police of PS Dawaba, District Hangu. The only event took place in the jurisdiction of PS Ghiljo, District Orakzai is the recovery of the alleged stolen property.</p> <p>The main offense is the FIR No. 837, Dated: 01.11.2023, U/S 379 PPC of PS Dawaba, Hangu and in view of the judgments of the superior courts, the FIR U/S 411/34 PPC shall be tried together with the FIR of main offense. As no separate offense has taken place under FIR No. 22, Dated: 03.11.2023, U/S 411/34 PPC, rather the same is continuation of the FIR U/S 379 PPC of PS Dawaba, Hangu and the local police of PS Dawaba has already added section 411 PPC with their case FIR No. 837, Dated: 03.11.2023 and the learned DPP, Orakzai has also opined on 26.02.2024, that after addition of section 411</p>

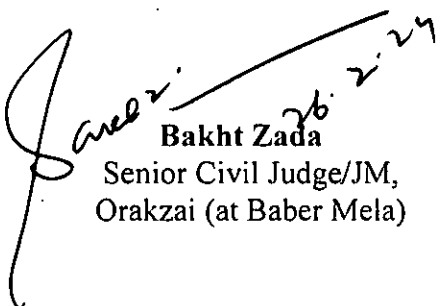
**BAKHT ZADA**  
Senior Civil JUDGE/JM  
Orakzai at Baber Mela

26.2.24

(4)

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<p>Order 01</p>	<p>26.02.2024</p>	<p>PPC with the main FIR U/S 379 PPC, there is no need to try the accused U/S 411/34 PPC in the FIR of PS Ghiljo i.e FIR No. 22, Dated: 03.11.2023. It is the general principle of criminal law that no one can be vexed twice for the same offense, the record of this FIR has already been placed by the local police of PS Dawaba, Hangu with FIR No. 837, Dated: 01.11.2023, U/S 379 PPC as evident from letter no. 341/Inv/Hangu, Dated: 12.02.2024 of SP Investigation Hangu.</p> <p>In view of the above, the accused Muhammad Wajid s/o Hayat Khan being required to the local police of PS Ghiljo in case FIR No. 22, Dated: 03.11.2023, U/S 411/34 PPC is hereby discharged subject to furnishing personal bond of Rs. 100,000/- to the satisfaction of this court. The accused be released in the instant case.</p> <p>Copy of this order be placed on police file while case file be consigned to the record room after its necessary completion and compilation.</p> <p style="text-align: center;"><b><u>Announced</u></b> 26.02.2024</p> <p style="text-align: right;"> <b>Bakht Zada</b> 26.2.24 Senior Civil Judge/JM, Orakzai (at Baber Mela)</p>
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