


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

Case Title: SALEHEEN 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
Order No 03 Continued	03.11.2022	<p>The petitioner namely Saleheen s/o Qabil Rehman has applied for his post.arrest bail in connection with case FIR No. 21, Dated: 24.10.2022, U/S 379 PPC registered in PS Dabori, U/Orakzai.</p> <p>Arguments heard and file perused.</p> <p>At the very outset of the proceedings, the complainant appeared in person and recorded his statement that after due inquiry, he is satisfied that the accused have not stolen his motorcycle rather he took the same for safe custody and that he has patched up the matter with the accused and would have got no objection if he is released on bail.</p> <p>In view of the aforesaid scenario, I am of the opinion that firstly the section of law levelled against the accused does not fall within the prohibitory of sec. 497 Cr.P.C, where grant of bail is a rule and its refusal is an exception. Secondly, the today's statement of the complainant totally changed the version of prosecution and though the offence is not compoundable but in the best interest of both the parties, the same is accepted and the accused be released on bail if he furnishes bail bonds to the tune of Rs. 80,000/- with two sureties each in the like amount to the satisfaction of this court. Application is disposed off accordingly.</p> <p>Copy of this order be placed on police record and the instant file be consigned to record room while record be sent back to the quarter concerned.</p> <p><u>Announced</u> 03.11.2022</p> <p> (Rehmat Ullah Wazir) SCJ/JM, Orakzai (at Baber Mela)</p>