

**IN THE COURT OF ZAHIR KHAN,**  
**JUDICIAL MAGISTRATE-I, TEHSIL KALAYA, ORAKZAI**

Case No.....80/2 of 2022.

Date of institution.....08.12.2022.

Date of decision.....14.12.2022.

FIR No. 109, dated 25.10.2022, U/S 380/511 PPC, PS Kalaya

APP, Nisar Ahmad for the state


**Order No.02**  
**14.12.2022**

APP for the state present. Accused Hazrat Ullah on bail present. Complainant namely Muhammad Sohail also present. He stated that he has pardoned the accused in the name of Almighty Allah and has got no objection if accused is acquitted/discharged from the charges levelled against him. Statement of complainant separately recorded. Copy of his CNIC is Ex. PA. APP for the state was confronted with the same. He submitted application for discharge of accused. Arguments on application filed by prosecution for discharge of accused heard and record perused.

Record shows that complainant namely Muhammad Sohail has charged the accused namely Hazrat Ullah for commission of the

**ZAHIR KHAN**  
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**Civil Judge**  
**Kalaya Orakzai**

offence U/S 380/511 PPC vide FIR No. 109 dated 25.10.2022 of PS Kalaya.

  
14/12/2022

Learned APP for the state 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 that nothing incriminating has been recovered from possession of accused coupled with compromise of complainant with accused.

Keeping in view the available record, application for discharge of the accused U/S 5 (b), Prosecution Act, 2005, accused namely Hazrat Ullah nominated in FIR stands discharged in the instant case. He is on bail. His sureties stand discharge 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 record room after necessary completion and compilation.

**ANNOUNCED**

14.12.2022



**Zahir Khan**

JMIC-I, Tehsil Kalaya, Orakzai