

Order.No.04

28.10.2022

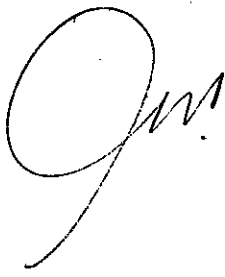
APP for the state present. Learned counsel for accused/petitioner present. Complainant absent despite service. Record already received. Arguments heard and record gone through.

Accused/petitioner namely Rehmat Ullah S/O Ilyas Khan, R/O Qaum Feroz Khel, Tehsil Lower, District Orakzai is seeking his post arrest bail in case FIR No.60, Dated:13.06.2022 U/S 506, 427, 447, 148, 149, 34 PPC, PS Kalaya, Orakzai.

Perusal of record reveals that the alleged occurrence took place on 12.06.2022 at 13:00 hours and it was reported to the local police on 12.06.2022 at 16:00 hours. Case was registered on 13.06.2022. There is unexplained delay in lodging of report. Offences with which accused/petitioner is charged does not fall within the ambit of prohibitory clause of Section 497 Cr.PC. In such like cases grant of bail is a rule and refusal is an exception. No such extra ordinary circumstances are available on record. Co-accused have already been released on bail, therefore, rule of consistency also applies to the case of accused/petitioner. Investigation has already been completed and accused/petitioner is no more required to the local police for further investigation and no useful purpose would be served by keeping the accused/petitioner behind the bar.

Resultantly, application in hand is allowed. Petitioner be

released on bail subject to furnishing bail bonds in the sum of Rs. 50,000/- with two reliable sureties each in the like amount to the


28/10/2022
ZAHIR KHAN
Civil Judge/JM
Kalaya Orakzai

satisfaction of this court. Copy of this order be placed on police as well as judicial record.

File of this court be consigned to record room after necessary completion and compilation.

ANNOUNCED:
28.10.2022



Zahir Khan
JMIC-I, Tehsil Kalaya,
Orakzai