

Case Title: Hashmat Ullah VS State

Order...01
10.12.2022

Supardari Application submitted through counsel Mr. Sana Ullah Advocate. Be entered in the relevant register.

Notice be issued to the complainant/concerned SHO to produce the relevant record on 15.12.2022.

Lami Ullah

Sami Ullah
Judicial Magistrate-I/MOD,
Orakzai (at Baber Mela)

Order...02
15.12.2022

Present

Complainant in person.

APP absent.

Record received which are placed on file. DBA is on strike; therefore, case is adjourned.

File be put up for arguments on the instant application on 21.12.2022.

Lami Ullah

Sami Ullah
Judicial Magistrate-I,
Orakzai (at Baber Mela)

Order...03
21.12.2022

Petitioner along with counsel present. APP for the state present.

Arguments heard and record perused.

Petitioner Hashmat Ullah S/o Ali Majan has made the instant Supardari application for the return of one Generator which was taken into possession by local police of Ghiljo vide FIR No. 26 dated 26/11/2022 u/s 380/457 PPC, PS Dabori.

Record reveals that Generator in question was taken into possession by the local police in the above-mentioned case which is still in the possession of local police of PS Dabori. The investigation in respect of case property is already completed and the same is no more required for

Lami Ullah
21.12.2022

Sami Ullah
Civil Judge/JM-I
Orakzai at (Babar Mela)

further investigation to the local police. (Continued.)

Order...03
Continued.
21-12-2022

Hashmat Ullah VS State


5

There is no rival claimant of the Generator before the court. Moreover, the petitioner is the last possessor of the Generator in question.

In these circumstances and for the above reasons, the application in hand is **Allowed**. It is directed that Generator in question be returned to the petitioner subject to furnishing of surety bond by the petitioner in the sum of Rs. 50,000/- (Fifty Thousand only) to the satisfaction of SHO/IO of the case till the final disposal of the case. Petitioner is supposed to produce the case property when and where the court required him so.

Record be returned to the quarter concerned while this file be consigned to the record room after necessary completion and compilation.

Announced:
21/12/2022


Sami Ullah
Judicial Magistrate-I
Orakzai (at Baber Mela)