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**IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA**

Case Title: Haji ullah 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.04	26.07.2022	<p>Bail Before Arrest petition titled "Haji Ullah VS State" along with record received from the court of ASJ-II, Orakzai. Register.</p> <p>DPP, Umar Niaz for the State present. Accused/petitioners, <b>Haji Ullah</b> s/o Naseeb Khan, <b>Muhammad Ullah</b> s/o Alima Jaan and <b>Zarkhan</b> s/o Storzey on ad-interim pre-arrest bail along with Salih Shah Advocate present. Mr. Abid Ali Advocate for complainant present.</p> <p>The accused/petitioner, <b>Haji Ullah</b> s/o Naseeb Khan, <b>Muhammad Ullah</b> s/o Alima Jaan and <b>Zarkhan</b> s/o Storzey seek confirmation of their ad-interim pre-arrest bail in case FIR no. 15 dated 15.07.2022 u/s 506/109/34 PPC of Police Station <u>Kureez</u>, wherein as per contents of FIR, the complainant Muhammad Haroon on 08.07.2022 made a report to the police to the fact that in 2002 the elders of accused/petitioners Haji Ullah and Muhammad Ullah had forcefully evicted their family from the locality by demolishing and putting their house on fire, compelling the family of the complainant to migrate from the locality. That on 29.05.2022 the complainant along with his brothers and friends started reconstructing their house at which the</p>

Shaukat Ahmad Khan  
District & Sessions Judge,  
Orakzai at Baber Mela


26/07/22

FIR no. 15, Dated: 15.07.22, u/s 506/109/34 PPC, PS Kureez

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Contin. Order No.04		<p>accused/petitioners Haji Ullah and Muhammad Ullah at the instance of accused/petitioner Zarkhan duly armed with Kalashnikovs came on the spot and started firing at them; however, they escaped unhurt. Hence, the present FIR.</p> <p>Perusal of the case file shows that all the three accused/petitioners are directly nominated in FIR. The accused/petitioners failed to point out any malafidi or ulterior motive on behalf of the complainant or local police for falsely implicating them in the instant case. Hence, the accused/petitioners are not entitled to concession of pre-arrest bail at this stage. Therefore, ad-interim bail earlier granted to the above-named accused/petitioners is hereby recalled and the BBA in hand resultantly stands dismissed. Consign.</p> <p><b><u>Pronounced</u></b> 26.07.2022</p> <p> (SHAUKAT AHMAD KHAN) Sessions Judge, Orakzai at Baber Mela</p>

