

3

IN THE COURT OF ADDITIONAL SESSIONS JUDGE ORAKZAI, AT BABAR MELA

BA No. 81/4 of 2022
Mehdi Hassan 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	26/08/2022	<p>Mr. Muzahir Hussain advocate for accused/petitioner and Mr. Zubair APP for State are in attendance.</p> <p>2. This is the disposal of Post Arrest Bail Application presented by the accused/petitioner Mehdi Hassan son of Khiyal Hassan resident of Qaum Bar Muhammad Khel, Tehsil Lower, District Orakzai.</p> <p>3. Mr. Shal Muhammad being SHO of Police Station Kalaya has sensed the sectarian clash on public attention. Outraging religious feelings of a class with deliberate and malicious insult of the religious believes was alleged in local inhabitants. Use of derogatory remarks in respect of holy personages through social media (Facebook) was grounded reason. Resultantly, Criminal Law was brought into motion against the accused by lodging FIR No. 75 dated 11-08-2022 under section 295-A and 298-A of the Pakistan Penal Code, 1860. Accused was arrested and being behind the bar has presented bail application which is under consideration.</p> <p>4. Learned Counsel representing petitioner and Learned APP for the State were heard at length and file perused.</p> <p>5. This is tentative assessment of record having no nexus with final determination of guilt or innocence of accused for being stage of bail. Accused has directly been nominated as a single accused in the promptly lodged FIR. The material collected from the ID of the petitioner has been placed on file which is connecting him with the commission of offence on its face as petitioner has not denied the ownership of such ID of Facebook rather termed it hacked; but, no proof of hacking is so far available. The offence with which accused is charged is falling within the ambit of prohibitory clause of Section 497 Code of</p>

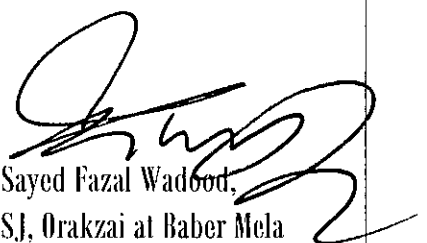

SAYED FAZAL WADOOD
Addl. District & Sessions Judge
Orakzai at Hangu

Criminal Procedure, 1898 as well.

6. For what has been discussed above, petition for grant of bail stands dismissed.

7. File of this Court be consigned to District Record Room after its necessary completion and compilation with in the span allowed for.

8. Announced in open Court.


Sayed Fazal Wadood,
AD&SJ, Orakzai at Baber Mela