

**Order...14**

14.10.2022

Present:

APP for the state.


Accused namely Habib Khan absconder.

PW namely Abdul Ullah in person.

Statement of Abdul Ullah recorded as PW-07 which is placed on file.

Summons be issued to the remaining PWs namely Muhammad Ismail and Abdullah for 17.10.2022.

7. NBW issued against the accused namely Abdullah on previous date, in this respect the said PW submitted an application for cancellation of warrant. The application is accepted and NBW stands cancelled. File be put up for remaining prosecution evidence on the date already fixed.

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

**Order...15**

17.10.2022

Mr. Zubair APP for the state present while Prosecution witnesses Abdullah and Muhammad Ismail present, PW namely Abdullah is examined as PW-08. Perusal of record transpires that the accused Habib Khan is avoiding his lawful arrest and to this effect statement of Asif Khan DFC has already been recorded and in the light of his statement, there is no prospect of the arrest of the accused in the near future, hence proceedings U/S 512 Cr.P.C were initiated against the accused Habib Khan s/o Sardar Khan R/s of PO Khas, Nari Garhi, Upper Orakzai.

As per record, the above name accused is involved in case FIR No.20 Dated 12.12.2021 U/S 506/34 PPC registered at PS Dabori District Orakzai.

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


**Order...15**  
**Continued.**  
17.10.2022

The perusal of record further transpires that prosecution has recorded statements of official witnesses as PW-01 to PW-08. From the statements of prosecution's witnesses and material brought on file, prima facie case exists against accused name above. As such, he is declaring as "**Proclaimed Offender**". Perpetual non-bailable warrant of arrest be issued against him and DPO Orakzai be informed to include his name in the list of P.Os.

File be consigned to the record room after its necessary completion and compilation.

Copy of this order be placed on record of police to be returned accordingly

**Announced**  
17.10.2022

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