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Court of Additional Sessions Judge, Orakzai at Baber Mela

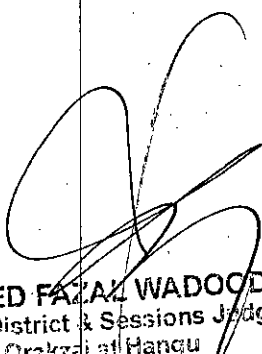
Case Title Paiio Gul vs State

Case No. 19/3 of 2022

Institution Date: 28.06.2022

Decision Date: 10.11.2022

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
Order //	10-11-2022	<p>Mr. Insaf Ali Advocate for accused/petitioner; Complainant namely Menhaj Khan in person and Mr. Zubair APP for State are in attendance.</p> <p>2. This order is intended to dispose of application for the withdrawal of the case under section 494 Cr.PC submitted by the Assistant Public Prosecutor Orakzai in case FIR No. 08 Dated 29-04-2022 u/s 4-Ghag Act, 2013 KPK of PS Ghiljo Upper Orakzai.</p> <p>3. Brief facts of the case are that; the complainant submitted an application to the District Police Officer wherein he contended that his sister Mst. Asmeena Bibi was not willing to enter in the contract of marriage with the son of accused namely Taj Muhammad and the accused namely Piyao Gul has therefore restrained her marriage through Ghag for the last 08 months. Upon the application of complainant, instant case was registered by the local police and arrested the accused. During the bail stage, a compromise had been effected between the parties and the accused granted bail on no objection of the complainant.</p> <p>4. The case was investigated and after completion of investigation, the IO submitted the case file to the SHO for submission of complete challan who submitted complete challan against the accused for trial. On 26.08.2022, the charge was framed against the accused. Today, the complainant appeared before the Court and recorded his statement wherein, he stated that the matter between the parties had already been patched up. The complainant do not want to pursue the case against the accused and the complainant has got</p>

  
SAYED FAZAL WADOOD  
District & Sessions Judge  
Orakzai at Hangu

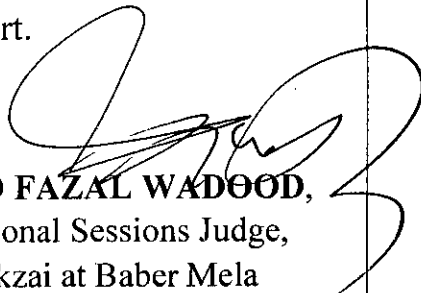
no objection if the Court discharge or release the accused.

5. Today the counsel for accused present before the court stated at the bar that the accused and complainant party had patched up the matter and assure the Court that they will not interfere in the marriage/Nikah of the sister of complainant and the complainant is at liberty to contract the marriage of his sister according to his own will and consent. The complainant who is also present before the court recorded his statement that I have patched up the matter with accused and accused is not interfering in the contract of marriage of his sister and he has got no objection on the acquittal/discharge of the accused in instant case and thumb impressed on his statement.

6. For what has been discussed above, the application submitted by the prosecution for the withdrawal of instant case is accepted. Consequently, the accused namely Piyao Gul is acquitted in instant case from the charges levelled against him as prosecution has withdrawn from it.

7. The accused is on bail, his sureties are released from the liability of bail bonds. File of this Court be consigned to District Record Room after its necessary completion and compilation within the span allowed for.

8. Announced in open Court.

  
**SAYED FAZAL WADOOD,**  
Additional Sessions Judge,  
Orakzai at Baber Mela