

IN THE COURT OF ZAHIR KHAN, JUDICIAL MAGISTRATE-I,
TEHSIL KALAYA, DISTRICT ORAKZAI

Criminal case No. 54/2 of 2022

State Vs Ibrahim etc.

FIR No. 25 Dated: 05.07.2022

U/S: 379, 411, 34 PPC.

Police Station: Mishti Mela, Central Orakzai

Order No.01

27.09.2022

Complete challan received from prosecution. Be registered.

APP for the state present. Accused Ibrahim and Nasir on bail present. Complainant Qabal Khan also present.

Complainant stated that he has affected compromise with accused named above and he has got no objection if they are discharged or acquitted from the charges levelled against them. Statement of complainant separately recorded. Copy of his CNIC is Ex. PA. He also produced affidavit/compromise deed which is Ex. PB. Statement was duly signed and thumb impressed by complainant.

Complainant and accused named above were directed by the court of Hon'ble District & Sessions Judge, Orakzai to appear before this court today on 27.09.2022. Copy of the order dated 26.09.2022 also received.

APP for the state submitted application for discharge of accused U/S 5 (b), Prosecution Act, 2005 read with Section 494 Cr. PC.

Prosecution has requested for discharge of the accused on the ground

ZAHIR KHAN of deficient evidence against the accused coupled with compromise of
Civil Judge/JM
Kalaya Orakzai complainant with the accused.

Jm

27/09/2022

Arguments on application filed by prosecution for discharge of accused heard and record perused.

Record shows that complainant namely Qabil Khan has charged accused namely Ibrahim and Nasir for commission of the offence U/S 379, 411, 34 PPC vide FIR No. 25 dated 05.07.2022 of PS Mishti Mela.

In compliance with the order of Hon'ble District & Sessions Judge, Orakzai, complainant appeared before the court and stated that he has affected compromise with accused named above outside the court and he has got no objection if they are discharged or acquitted from the charges levelled against them. Statement of complainant separately recorded. Copy of his CNIC is Ex. PA. He also produced affidavit/compromise deed which is Ex. PB. Statement was duly signed and thumb impressed by complainant.

Keeping in view the available record, application for discharge of the accused U/S 5 (b), Prosecution Act, 2005, request of Assistant Public Prosecutor and statement of complainant, accused nominated in FIR stand discharged in the instant case. They are on bail. Their sureties stand discharged from their liability. Case property has already been handed over to complainant on Superdari by the local police.

Copy of the order be placed on police file as well as Judicial file. Instant file be consigned to record room after necessary completion and compilation.

ANNOUNCED
27.09.2022



Zahir Khan
JMIC-I, Tehsil Kalaya, Orakzai