

(7)

**IN THE COURT OF SHAUKAT AHMAD KHAN**  
**SESSIONS JUDGE, ORAKZAI (AT BABER MELA)**

CR. MISC. APPLICATION NO. : 8/4 OF 2022  
DATE OF INSTITUTION : 22.12.2022  
DATE OF DECISION : 23.12.2022

SHAUKAT REHMAN S/O AZRAM KHAN, R/O MISHTI, TAPPA  
HAIDER KHEL, RABIA KHEL, TEHSIL CENTRAL, DISTRICT  
ORAKZA

..... (PETITIONER)

-VERSUS-

STATE THROUGH MUHAMMAD YOUNIS SHO, POLICE  
STATION, MISHTI MELA

..... (RESPONDENT)


**Present:** Abid Ali Advocate for petitioner.  
: Muhammad Zubair Assistant Public Prosecutor for state.

**FIR No. 38**  
**U/S: 9 (d) CNSA**

**Dated: 02.10.2022**  
**Police Station: Mishti Mela**

**ORDER:**  
**23.12.2022**

Petitioner, Shaukat Rehman seeks return of Honda 125 motorcycle having registration no. Y-1967, engine no. chassis no. U377228 of black colour taken into possession by the local police in the subject case FIR, wherein, as per contents of FIR, the local police has recovered 02 packets of Chars, each weighing 1000 grams, making a total of 2000 grams from safeguard of the motorcycle in question driven by the petitioner/accused.

  
**Shaukat Ahmad Khan**  
District & Sessions Judge,  
Orakzai at Baber Mela  
23/12/22

- (2). Arguments heard and record perused.
- (3). Perusal of case file shows that petitioner is the last possessor of the vehicle in question. At present there is no rival claimant. Moreover, the investigation in the instant case


is complete and the motorcycle in question is no more required for further investigation.

(4). Hence, the petition in hand is accepted and the vehicle in question be returned to the petitioner subject to furnishing two surety bonds in the sum of Rs. 100,000/- to the satisfaction of Judicial Magistrate/MOD to the effect that the petitioner would be bound to produce the motorcycle as and when required to the court.

(5). File be consigned to Record Room after its necessary completion and compilation.



**Pronounced**  
23.12.2022

  
**SHAUKAT AHMAD KHAN**  
Sessions Judge, Orakzai  
at Baber Mela