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

**Criminal case No. 40/2 of 2022, FIR No. 61 Dated: 14.06.2022, U/S: 506, 379, 411  
PPC. Police Station: Kalaya, Lower Orakzai**

State Vs Majeed Khan

**Order No.02  
18.08.2022**

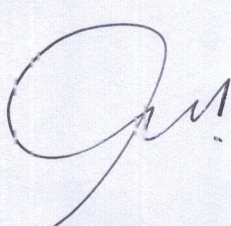
APP for the state present. Accused Majeed Khan on bail present. Complainant namely Ahmad Khan present. He stated that he has affected compromise with accused facing trial and has forgiven him. He has got no objection if accused is acquitted from the charges levelled against him. Statement of complainant separately recorded. Copy of his CNIC is Ex. PA. Compromise deed on stamp paper is Ex. PB.

APP for the state submitted application for discharge of accused. Arguments heard and record perused.

Record shows that complainant namely Ahmad Khan has charged accused namely Majeed Khan for commission of the offence U/S 506, 379, 411 PPC vide FIR No. 61 dated 14.06.2022 of PS Kalaya. Complainant has levelled allegation of aiming Kalashnikov at him by accused and commission of theft of his sheep.

Learned APP for the state filed application for discharge of the 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 of deficient evidence against the accused coupled with compromise of complainant with the accused.

  
18/08/2022  
ZAHIR KHAN  
Civil Judge/JM  
Kalaya Orakzai

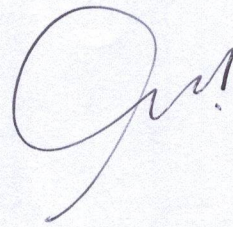
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Record shows that complainant namely Ahmad Khan has affected compromise with the accused outside the court and he is no more interested in prosecution of the case. Copy of his CNIC is Ex. PA and compromise deed is Ex. PB. As on merits, the alleged occurrence took place on 13.06.2022 and it was reported to the local police on 14.06.2022. There is unexplained delay in lodging of FIR. Nothing incriminating whatsoever has been recovered and taken into possession from possession of the accused or on his pointation. Per record, there is no criminal history of accused. Accused has not confessed his guilt before the court.

Keeping in view the available record, application for discharge of the accused U/S 5 (b), Prosecution Act, 2005 is accepted and accused nominated in FIR stands discharged in the instant case. He is on bail. His sureties stand discharge from their liability. Case property, if any be dealt with in accordance with law.

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**  
18.08.2022



**Zahir Khan**  
JMIC-I, Tehsil Kalaya, Orakzai