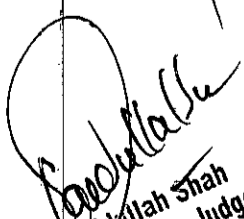


IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA

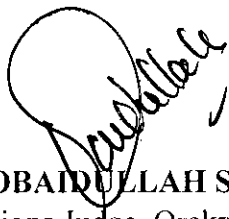
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Case Title: State vs Din Muhammad

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.
1	2	3
Order No.13	27.02.2024	<p>DPP, Umar Niaz for the State present. Accused Din Muhammad on bail present.</p> <p>The above-named accused was charged in case FIR No. 67, Dated 01.07.2023, u/s 279/320/427 PPC of Police Station Kalaya, wherein as per contents of FIR, the complainant, Aftab Ahmad SHO on 01.07.2023 acting on information regarding the occurrence reached the spot and found two motorcycles collided, resulting in injuries of two persons sustained injuries who were taken to the hospital by the local residents. The motorcycles have also got damaged.</p> <p>After submission of challan, the accused facing trial was summoned, copies of the record were provided to him in line with section 265-C CrPC, he was charged sheeted and the prosecution was directed to adduce evidence.</p> <p>Witnesses were summoned and notice was issued to legal heirs of the deceased amongst them the father of the deceased appeared before the court and recorded his statement stating that he is not going to charge the accused and has got no objection upon his acquittal. The counsel for the accused facing trial submitted application for acquittal of the accused u/s 265-K CrPC.</p> <p>Arguments on application heard and record gone through.</p> <p>Upon reviewing the record, it's apparent that the occurrence was a mere accident in which the accused facing trial has also sustained injuries and the deceased was also nominated in the FIR as accused. Moreover, none of the deceased's LRs have charged the accused facing trial rather the father of the deceased stated before the court that he is not going to charge the accused facing</p>


Syed Ghazalillah Shah
District & Sessions Judge
Orakzai at Baber Mela

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Contin. Order No.13		<p>trial for the commission of offence and he has got no objection upon his acquittal. Therefore, there is no likelihood of his conviction and proceeding further with the case against him would be a futile process, serving to consume the valuable time of the court.</p> <p>In these circumstances, the accused facing trial Din Muhammad is acquitted of the charges levelled against him in the instant case u/s 265-K CrPC. Accused is on bail. His bail bonds stand cancelled and his sureties are discharged of the liabilities of the bail bonds. Case property be disposed of in accordance with law after the period provided for appeal/revision.</p> <p>Order announced. File of this court be consigned record room after its necessary completion and compilation.</p> <p>Dated: 27.02.2024</p> <p style="text-align: right;"> (SYED OBAIDULLAH SHAH) Sessions Judge, Orakzai at Baber Mela</p>

