




IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA


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Case Title: State vs Abdul Wahid Khan

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
<p>Superintendent Note</p>	<p>15.11.2022</p>	<p>Misc. petition presented by District Public Prosecutor, Mr. Umar Niaz to the office of Superintendent. Be put up before District & Sessions Judge, Orakzai, for further orders, please.</p> <p align="right">  (SUPERINTENDENT) To Sessions Judge/Orakzai at Baber Mela. </p>
<p>Order No.01</p>	<p>15.11.2022</p>	<p>Register. Notice be issued to the respondent/accused through Superintendent, Sub Jail, Orakzai at Baber Mela for 16.11.2022. He be produced on Zamima Bay on date fixed.</p> <p align="right">  (SHAUKAT AHMAD KHAN) District & Sessions Judge, Orakzai at Baber Mela </p>
<p>Order No.02</p>	<p>16.11.2022</p>	<p>DPP, Umar Niaz for the State present. IO Muhammad Hanif also present. Respondent/accused produced on Zamima-Bay.</p> <p>As per contents of FIR, on 12.11.2022 complainant Mujahid Khan SI along with other police officials, while present on the spot, stopped a motorcar number ANY988 driving by the above-named accused and searched the same wherefrom 23,000 grams of chars were recovered from secret cavity of the motorcar. On 13.11.2022 the accused along with case property was produced by the IO before the Judicial Magistrate, Orakzai/MOD with</p> <p>  Shaukat Ahmad Khan District & Sessions Judge Orakzai at Baber Mela 16/11/22 </p>

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Contin. Order No.02		<p>application for 05 days police custody of the accused but the same was turned down vide impugned order dated 13.11.2022.</p> <p>The prosecution, being aggrieved of the order, filed the instant revision petition.</p> <p>I heard arguments of the learned DPP for State and perused the record.</p> <p>Perusal of case file shows that huge quantity of chars has been shown recovered from secret cavity of the motorcar number ANY988 driving by the accused named above. The request of the prosecution, that the accused is required to the police for further investigation regarding the owner of the motorcar and other aspects of the case involving transportation etc., seems genuine. Hence, on acceptance of the instant revision petition, the impugned order of 13.11.2022 of the learned Judicial Magistrate/MOD, Orakzai is set aside. 02 days police custody of the accused is granted subject to pre and post custody medical examination of the accused. The accused be produced before the court concerned on 18.11.2022. Copy of this order be sent to Judicial Magistrate concerned and Superintendent Jail for information. <i>Consign</i></p> <p style="text-align: right;"> (SHAUKAT AHMAD KHAN) District & Sessions Judge, Orakzai at Baber Mela</p>