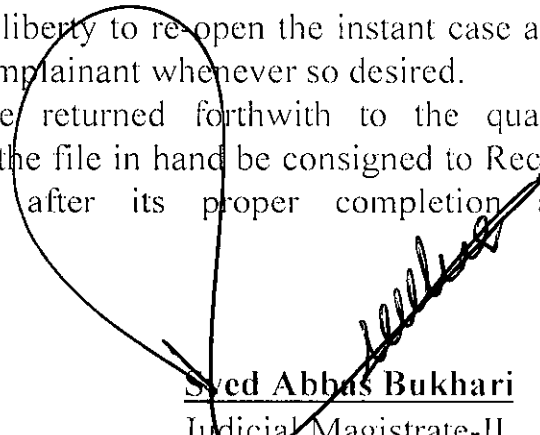


FORM "A"  
FORM OF ORDER SHEET

IN THE COURT OF SYED ABBAS BUKHARI, CIVIL JUDGE/JUDICIAL MAGISTRATE/CJ-II, KALAYA ORAKZAI  
Case Title: \_\_\_\_\_ Vs \_\_\_\_\_

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 24	24.02.2024	<p>APP for the State present. Accused Sujad and Wakeel Khan on bail present while accused Meer Salam exempted and accused Wazir absconding. Complainant absent despite service/intimation through Mob no. 0310-7776663. In this regard report of Naib Court received and placed on file.</p> <p>Today the case in hand was fixed for attendance of complainant and further for arguments on application u/s 249-A Cr. PC by complainant/prosecution.</p> <p>Learned APP for the State advanced arguments on application u/s 249-A Cr. PC and stated that till date no witness has been examined by prosecution and thus the application in hand is pre-mature and not maintainable.</p> <p>In light of above discussion, this court is of the view that perusal of the record would reveal that till date not a single witness has been examined by the prosecution and hence there is no such evidence available on record which could suggest acquittal of accused at later stage. Hence accordingly the application in hand is hereby dismissed being pre-mature. It is also pertinent to mention here that complainant is not appearing before this court since 26.08.2023 and in this respect time and again summons as well as warrants were issued by this court for his attendance but all in vain. Furthermore, this court finally contacted complainant telephonically through Naib Court and accordingly today report has been received wherein it has been stated by Naib Court that complainant has been informed to appear before the court through his mobile no. 0310-7776663. In given circumstances, this court is left with no other option except to stop instant case u/s 249 Cr. PC. Accordingly the case in hand is hereby stopped u/s 249 Cr. PC. As the accused are already on bail, their bail bonds stand intact. However prosecution is at liberty to re-open the instant case after appearance of complainant whenever so desired.</p> <p>Police record be returned forthwith to the quarter concerned while the file in hand be consigned to Record Room, Orakzai after its proper completion and compilation.</p> <p><b>Announced:</b> 24.02.2024</p> <p> <b>Syed Abbas Bukhari</b> Judicial Magistrate-II,</p>

Tehsil Court Kalaya, Orakzai