

Order...03

06.05.2024

Present:

Sr. PP for the state.

Petitioner through counsel.

Original license of the Pistol produced by SHO which is placed on file.

Partial arguments heard on the instant petition.

File be put up for remaining arguments on the instant petition on

08.05.2024.

Sami Ullah
Judicial Magistrate-I,
Orakzai (at Baber Mela)

Order...04

08.05.2024

Petitioner along with counsel present. Sr.PP for the state present.

Remaining arguments heard and record perused.

Petitioner Aleem Abbas S/o Kamin Ali has made the instant Supardari application for the return of 9MM; Pistol No. **05936420296** alongwith fixed charge and 35 cartridges which was taken into possession by local police of Kuriz Boya vide FIR No. 18 dated 17.04.2024 u/s 15AA/ 16AA, PS Kuriz Boya.

The petitioner has also submitted an application for requisition of Original license of the Pistol concerned which was in possession of police and has not been taken on recovery memo. The original license was submitted to this court on the said application by the Police on previous date. The same has been returned to petitioner and in that respect his acknowledgement is obtained on margin of order sheet.

Record reveals that Pistol in question was taken in to possession by the local police in the above-mentioned case which is still in the possession of local police Kuriz Boya. The investigation in respect of case property is already completed and the same is no more required for further investigation to the local police. **(Continued...)**

Sami Ullah
Civil Judge/JM-I
Orakzai at (Babar Mela)

ملیجسٹریٹ اور کورٹ میں نے اسٹنس (Pistol) وصول کر لیا۔
14/01-422-9466-5



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Aleem Abbas Vs State


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There is no rival claimant of the Pistol before the court. Original license of the pistol concerned produced with the record by the local police. License was returned to the petitioner after inspection.

In these circumstances and for the above reasons the application in hand is **Allowed**. It is directed that Pistol bearing No. **05936420296**, 9MM be returned to the petitioner subject to furnishing of surety bond by the petitioner in the sum of Rs. 70,000/- (Seventy Thousand only) to the satisfaction of SHO/IO of the case till the final disposal of the case. Petitioner is supposed to produce the case property when and where the court required him so.

Record be returned to the quarter concerned while this file be consigned to the record room after necessary completion and compilation.

Announced:
08/05/2024


Sami Ullah
Judicial Magistrate-I
Orakzai (at Baber Mela)