

State Vs Amjid Ali

Order...03

30.04.2024

Present:

DPP for the state.

Accused is absconder.

Complainant in person.

PWs absent.

Complainant in person present in this respect his thumb impression is obtained on the margin of order sheet.


Statement of complainant namely Bakhtiar Ali recorded as PW-01 in under section 512 proceedings which is placed on file.

Perusal of case file transpires that summons was issued against the absent PWs on previous date but they remained absent till the closing hours of the court. Thus, NBWA be issued against the PW namely Mohsin Ali for 03.05.2024.

File to come up for prosecution's evidence on date already fixed.



فبا علی ولد ملک باغ علی (Complainant)
21603-3471578-5


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

Order...04

03.05.2024

Present:

Sr.PP for the state.

Accused namely Amjid Ali is absconder.

PW namely Mohsin Ali in person.

NBWA was issued against the abovementioned PW on previous date, in this respect he submitted an application for cancellation of the same. The application is accepted on the grounds mentioned in the application. Thus, NBWA stand cancelled.

Statement of Mohsin Ali recorded as PW-02 which is placed on file. Moreover, Sr.PP closed their evidence in this respect he recorded separate statement, which is also placed on file.

(Continued...)


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

Order...04
Continued.
03.05.2024

Perusal of record transpires that the accused Amjid Ali is avoiding his lawful arrest and to this effect statement of Muhammad Ayaz DFC has already been recorded as SW-01 and in the light of his statement, there is no prospect of the arrest of the accused in the near future, hence proceedings U/S 512 Cr.P.C were initiated against the accused Amjid Ali s/o Rasheed Ali r/o Qoam Bar Muhammad Khel District Orakzai.


As per record, the above name accused is involved in case FIR No.10 Dated 21.03.2024 U/S 506 PPC registered at PS Kuriz Boya District Orakzai.

The perusal of record further transpires that prosecution has recorded statements of complainant and official witness as PW-01 and PW-02. From the statements of prosecution's witnesses and material brought on file, prima facie case exists against accused name above. As such, he is declaring as "*Proclaimed Offender*". Perpetual non-bailable warrant of arrest be issued against him and DPO Orakzai be informed to include his name in the list of P.Os.

File be consigned to the record room after its necessary completion and compilation.

Copy of this order be placed on record of police to be returned accordingly

Announced
03.05.2024


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