

(4)

**IN THE COURT OF ABDUL BASIT  
ADDITIONAL SESSIONS JUDGE-II, ORAKZAI**

**Petition No. 38/4 of 2024**

*Ayub* *et.*  
"Kashmir Khan... Versus ... The State etc."

**Order--04**

15.05.2024

Accused/petitioners on ad-interim pre-arrest bail present. Counsel for accused/petitioners and complainant Muhammad Umar (complainant) are in attendance.

Accused/petitioners Ayub Khan S/o Gulbar Khan and Ibrahim Khan seek confirmation of their pre-arrest bail provisionally granted to them in case FIR no. 15 dated: 07.04.2024 under Section 506/34 PPC of Mishti Mela Police Station, Orakzai.

At the very outset of proceedings complainant Muhammad Umar son of Tor Gul appeared before the court and brought into the notice of court that matter has been patched up between the parties and he has got no objection on confirmation of bail before arrest of accused/petitioners and later on their acquittal at trial stage. In this respect his statement recorded, wherein, endorsed that he has effected compromise with accused/petitioner and pardoned them unconditionally by waiving off his legal right of arsh, daman etc. and has got no objection on confirmation of bail before arrest of accused/petitioners or later on their acquittal at trial stage. He submitted copy of his CNIC Ex.PA. Complainant was interviewed about the compromise, who stated at the bar that he has compounded the offence with his free will/consent and without any duress/pressure.

*ayub*  
*MU*  
*15/05/2024*  
**Abdul Basit**  
Addl. District & Sessions Judge-II  
Orakzai at Baher Mela,  
Hangu

3


Contd--04

15.05.2024

Perusal of record reveals that accused/petitioners stand charged under section 506/34 PPC, which is compoundable offence and since compromise is in the best interest of the parties, hence, the same is accepted and in the given circumstances sending the accused/petitioners behind the bars would serve no useful purpose as they have already joined the investigation, therefore, on the acceptance of compromise in hands, bail before arrest of the accused/petitioners Ayub Khan and Ibrahim is confirmed on the existing bail bonds. The matter of their acquittal shall be dealt with in accordance with law by the concerned learned trial court on submission of complete Challan for trial. Copy of this order be placed on Judicial/police files for record.

File consigned to the record room after completion and compilation, while requisitioned record be returned forthwith after placing on it copy of the present order.

**Announced**  
15.05.2024

  
(Abdul Basit)  
Addl. Sessions Judge-II, Orakzai