

**IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA**

(16)

Case Title: State vs Shahid

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><b>Order No.1</b></p>	<p>15.05.2024</p>	<p>Case file received from the court of learned Judicial Magistrate-I, Tehsil Court Kalaya, after recording evidence u/s 512 Cr.P.C. Registered.</p> <p>Accused <b>Shahid</b> s/o Ashna Gul, Caste Feroz Khel, Krappa, is charged in case FIR No. 81, dated 05.08.2023, u/s 302/324 PPC of Police Station Kalaya, wherein, as per contents of FIR, on 05.08.2023 the local police acting on information regarding the occurrence reached THQ Hospital Kalaya and found the dead body of Nazir Khan in the emergency room where the complainant, Mir Kalam Khan at about 1620 hours made a report to the local police to the fact that on the eventful day he along with his cousin Nazir Khan had gone to the place of occurrence to cut trees where at about 1500 hours the accused Shahid duly armed came there, asked about the reason of cutting trees who got furious and made firing upon them resulting in Nazir Khan being fatally shot and dying on the spot, while the complainant remained unharmed. The motive for the occurrence is reported to be a dispute over a mountain between the Bezot Caste (the complainant's caste) and the Feroz Khel Caste (the accused's caste). The complainant charged the absconding accused.</p>

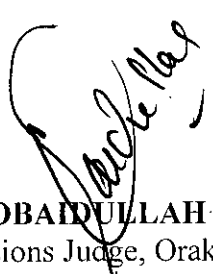
  
**Syed Obaidullah Shah**  
 District & Sessions Judge  
 Orakzai at Baber Mela

FIR no. 81, Dated: 05-08-2023, u/s 302/324 PPC & 512 Cr.P.C. PS Kalaya

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<p><b>Contin. Order No.1</b></p>		<p>The accused despite being proceeded u/s 204 Cr.P.C as well as u/s 87 Cr.P.C, failed to appear before the court. Hence, he is proceeded u/s 512 Cr.P.C. The court of learned Judicial Magistrate-I, Tehsil Court Kalaya, after recording the statements of as many <del>seven</del> (07) PWs, has sent the file to this court for issuance of perpetual warrant.</p> <p>Perusal of the case file reveals that that the above-named accused is deliberately avoiding his lawful arrest and there is no probability of his arrest in near future; hence, as per record, a prima facie case exists against the absconding accused <b>Shahid</b>. He is declared proclaimed offender. Perpetual warrant of arrest be issued against him and District Police Officer, Orakzai is directed to enter his name in the register of proclaimed offenders. All the legal course be adopted for his arrest and he be brought before the court as and when arrested. Case property be kept intact till final disposal of the case.</p> <p>Order announced. File of this court be consigned to record room after its necessary completion and compilation.</p> <p>Dated: 15.05.2024</p> <p style="text-align: right;">   <b>(SYED OBAIDULLAH SHAH)</b>            Sessions Judge, Orakzai            at Baber Mela.         </p>

