

IN THE COURT OF JUDICIAL MAGISTRATE-I, KALAYA, ORAKZAI

Bail Petition 20/4 of 2024.

Date of institution.....14.05.2024.

Date of decision.....18.05.2024.

Mr. Sana Ullah Advocate counsel for accused/petitioner.

APP for the state

Order.04

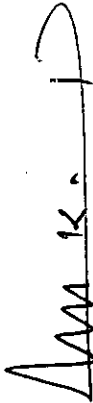
18.05.2024

APP for the state present. Counsel for accused/petitioner present.

Record already received. Attested W/N submitted. Arguments heard and case file perused.

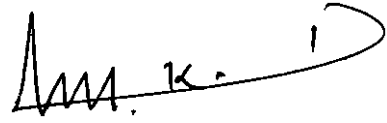
Accused/petitioner namely Dilshad Ali S/O Irshad Ali R/O Qaum Bar Muhammad Khel, Merazi, Lower Orakzai is seeking his post arrest bail in case FIR No.24 dated: 14.04.2024 U/S 11-A CNSA, Police Station Kalaya, District Orakzai.

Record shows that the offence with which accused/petitioner is charged does not fall within the ambit of prohibitory clause of Section 497 Cr. PC. In such like cases grant of bail is a rule and refusal is exception. No extra ordinary circumstances exist to justify departure from the said rule. There is no criminal history of accused/petitioner. FSL report is not placed on file and whether the recovered substance is ICE or not will be determined during trial. Investigation has already been completed and accused/petitioner is no more required to the local police for investigation.


18/05/2024
ZAHIR KHAN
Civil Judge/JM
Kalaya Orakzai

Resultantly, application in hand is allowed. Petitioner be released on bail subject to furnishing bail bonds in the sum of Rs. 50,000/- (Fifty thousand) with two sureties each in the like amount to the satisfaction of this court. Copy of this order be placed on police as well as judicial record. The requisitioned record be sent back to the quarter concerned forthwith, while file of this court be consigned to record room after necessary completion and compilation.

ANNOUNCED:
18.05.2024



Zahir Khan
JMIC-I, Kalaya, Orakzai