

(4)

IN THE COURT OF ABDUL BASIT
ADDITIONAL DISTRICT & SESSIONS JUDGE-II/
JUDGE SPECIAL COURT, ORAKZAI

Case FIR No. 109 dated: 28.11.2023 of PS Kalaya

Order---03
01.07.2024

and recorded the statements of PWs u/s 161 Cr.PC. The IO sent the samples of chars for chemical analysis to FSL the result whereof was received and placed on file by him. The IO could not find any clue about the accused and failed to arrest the accused being unknown; therefore, he has submitted the challan against unknown accused.

The prosecution submitted an untraced challan against unknown accused to file the same; therefore, investigation officer was summoned, who appeared and his statement recorded on 10.06.2024.

Perusal of the case file reveals that despite the investigation conducted by the IO, he could not find any clue about the accused, therefore, this would serve no purpose to carry on further proceedings in the instant case, hence, the request of prosecution is conceded and case is directed to be filed being untraced subject to condition that the local police may reopen the case file as and when any clue about the accused involved in the commission of offence is found. Since, the samples had already been taken from the recovered contraband separately and to this effect, the FSL report is also available on file, therefore, this would be unjust to leave the case property kept in malkhana of the police station or district for indefinite period, hence, the same is directed to be destroyed as per law after expiry of one year.

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

Announced
01.07.2024


Abdul Basit
Addl. District & Sessions Judge-II,
Orakzai