

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

Syed Ameen etc. vs The State

Order—01
13.07.2024

Instant criminal misc; application submitted through ~~clerk of~~ ^{ajm} counsel for accused/petitioners. It be registered. DyPP, Iftekhhar Ahmad, for State is present. Record requisitioned for today, which is received.


Applicants through instant application sought deletion of section of law i.e. 148 and replacement of section F(ii) with F(iii) in bail application titled "Syed Ameen etc. vs State" bearing No. 68/4 of 2024 vide which accused/petitioners Syed Ameen, Muhammad Shoaib, Muhammad Tayeb, Umar Hayat, Naveedullah, Ameen Mola, Zahidullah and Noor Islam have been directed to be released on bail in case FIR No. 26 dated 20.05.2024 u/Sections 334, 337A (i) (iii) F(ii) L2, 148, 147 and 149 PPC of PS Mishti Mela on their furnishing surety bonds of Rs. 200,000/- with two sureties each in the like amount to the satisfaction of this Court.

Learned counsel for accused/petitioners contends that section of law 148 was mistakenly entered in the bail petition while F(ii) was written instead of F(iii) which is clerical mistake, therefore, prayed for correction in the bail petition referred above. Likewise, father name of Umar Hayat, Naveedullah and Amin Mola is Janat Mir while it is wrongly entered as Muhammad Zameer in the contents of FIR which is requested to be read and write as Jannat Mir in the record.

Available record perused, which supports contention of learned counsel for petitioners. As accused/petitioners have already been directed to be released on bail in the case; hence, request is allowed and accused/petitioners are directed to be released in the instant section of law. Muharrir of the Court is directed to delete section 148 and replace F(ii) with F(iii) in the heading of post arrest bail application with red ink while the father name of Umar Hayat, Naveedullah and Amin Mola may be read and write as Jannat Mir in the record. Entry also be made in the relevant register accordingly.

Requisitioned record returned alongwith copy of this order while this order be made part & parcel of main bail application bearing No. 68/4 of 2024. File be consigned to record room after necessary completion and compilation.

Announced
13.07.2024


Abdul Basit
 Addl; Sessions Judge-II, Orakzai