

**IN THE COURT OF ZAHIR KHAN, JUDICIAL MAGISTRATE-I, KALAYA,
ORAKZAI**

Bail Petition42/4 of 2024.
Date of institution.....29.06.2024.
Date of decision.....01.07.2024.

Mr. Abid Ali Advocate, counsel for accused/petitioner. APP for
the state.

Order.No.02
01.07.2024

APP for the state present. Counsel for accused/petitioner present.
Record received. Attested W/N submitted. Arguments heard and
record gone through.

Accused/petitioner namely Muhammad Khan S/O Safi Ullah

Jan is seeking his post arrest bail in case FIR No. 50, Dated:
27.06.2024 U/S 15-AA, PS Kalaya, Orakzai.

ZAHIR KHAN
Civil Judge/JM
Kalaya Orakzai

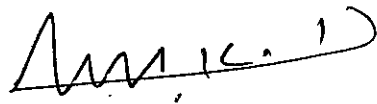
Perusal of record reveals that accused/petitioner is
directly and by name charged in the FIR. Accused/petitioner has been
arrested at the spot along with two Kalashnikovs. Recovery has been
effected from the possession of the accused/petitioner and the
motorcar bearing registration No. LE-887 has also been taken into
possession by the police connecting the accused/petitioner with the
commission of the offence. Although, the offence for which
accused/petitioner is charged does not fall within the ambit of
prohibitory clause of Section 497 Cr. PC but this fact by itself will not
create a right in favor of accused/petitioner for grant of bail as there is
sufficient material available on record connecting the

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accused/petitioner with the commission of the offence. Law and order situation of the area is also at ebb. Consequently, accused/petitioner is not held entitled to post arrest bail hence, the application in hand is turned down. Copy of this order be placed on judicial as well as police file. Requisitioned record be sent back to the quarter concerned forthwith.

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

ANNOUNCED:
01.07.2024



Zahir Khan
JMIC-I, Tehsil Kalaya,
Orakzai

01/07/2024