

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

Bail Petition 76 /4 of 2024.
 Date of institution.....14.09.2024.
 Date of decision.....16.09.2024.

Order.02
16.09.2024

APP for the state present. Counsel for accused/petitioners present.
 Complainant Waziristan present. W/N in favor of Mr. Sana Ullah
 Khan Advocate on behalf of complainant submitted. Record
 received. Arguments heard and case file perused.

Accused/petitioners namely Mobeen Khan and Rehman
 Ullah Ss/O Ayub Khan R/O Qaum Mishti, Tappa Darway Khel,
 Tehsil Central, District Orakzai are seeking their post arrest bail in
 Case FIR No.10 dated: 21.03.2024 U/S 506/34 PPC, Police Station
 Mishti Mela, District Orakzai.

Perusal of record reveals that the offence with which
 accused/petitioners are 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 an exception. No extra ordinary
 circumstances exist for refusing bail of accused/petitioners. Co-
 accused has already been released on bail; therefore, rule of
 consistency is also attracted to the case of accused/petitioners.

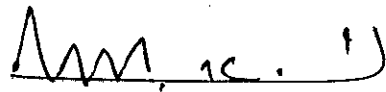
ZAHIR KHAN
 Civil Judge/JM
 Kalaya Orakzai

M. K. 16.09/24

Investigation has already been completed and accused/petitioners are no more required to the local police for further investigation and no useful purpose would be served by keeping the accused/petitioners behind the bar.

Consequently, application in hand is allowed. Petitioners 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 quarter concerned forthwith. File of this court be consigned to record room after necessary completion and compilation.

ANNOUNCED:
16.09.2024



Zahir Khan
JMIC-I, Kalaya, Orakzai