

4

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

Petition No. 80/4 of 2024

"Tazim Ali... Versus ... The State"

Order---04
22.08.2024

Accused/petitioner on ad-interim pre-arrest bail along with counsel is present. Complainant in person along with counsel is present. Dy.PP for State is present. Complainant submitted wakalat nama in favor of Mr. Abid Ali advocate.

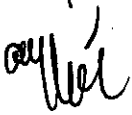
Accused/petitioner Tazim Ali son of khayal Jan Ali Gul seek confirmation of his pre-arrest bail provisionally granted to him in case FIR no. 35 dated: 30.05.2024 under Sections 380/457/34 PPC of Police Station Kuriz Boya, Orakzai.

Arguments heard and record perused.

Tentative assessment of record reveals that the accused/petitioner has been nominated in the instant case. Counsel for accused/petitioner could not point out any malafide or ulterior motive on part of police or complainant for his false implication in the present case. In the absence of malafide, false implication and ulterior motive, which is condition precedent for grant of bail before arrest, the accused/petitioner is not entitled to extraordinary concession of pre-arrest bail. Hence, I am not inclined to extend extraordinary concession of pre-arrest bail to accused/petitioner, therefore, his application is dismissed and interim bail already granted to him is hereby recalled. SHO concerned be informed accordingly.

Record be returned alongwith copy of this order and file of this Court consigned to the Record Room after its completion and compilation.

Announced
22.08.2024


Abdul Basit
Addl. Sessions Judge-II,
Orakzai