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

**Petition No. 92/4 of 2024**

*"Ahmed Hussain... Versus ... The State"*

**Order---2**  
19.09.2024

Mr. Khan Ameer Bugti, advocate, for accused/petitioner is in attendance.

Accused/petitioner Ahmed Hussain s/o Shandi Gul seeks his post arrest bail in case FIR no. 43 dated: 29.06.2024 under sections 11B CNSA and 5Exp of Mishti Mela Police Station, Orakzai.

Concise facts of the case are that people of the locality were complaining that famous smugglers Raza Badshah and Ahmed Hussain do the despicable business of sale purchase of ICE at Mir Ghara Nari Talab in their room; that keeping inquiry, they got spy information that above mentioned accused are present above mentioned place for the purpose of sale purchase of ICE; that complainant along with Fazal Hameed no. 1247, Saleem Khan no. 1242, Murad Gul no. 1264 along with other police officials made a raid on them and found two persons who were overpowered; that they disclosed their names as Raza Badshah and Ahmed Hussain who were searched; that complainant recovered plastic sack of blue color from right hand of Raza Badshah; that his further search, led the police to the recovery of 01 hand grenade each (i) POF71 and (ii) POF197 from both side pockets of Raza Badshah; that BDU staff were called for defusing the hand grenades; that checking of plastic sack led them to the recovery of ICE drug weighed 600 grams through digital scale; out of which 01 gram was separated and packed in parcels no. 01 for FSL and the balance ICE 599 grams along with plastic sack was packed and sealed in parcel no. 02; that likewise, that complainant also recovered plastic sack of white color from right hand of Ahmed Hussain and his further search led the police to the recovery of 01 hand grenade each (i) 4093PFM-2 and (ii) 38124 from both side pockets of Ahmed Hussain; that checking of plastic sack led them to the recovery

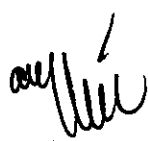
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**Abdul Basit**  
Addl. District & Sessions Judge-II  
Orakzai at Baber Mela,  
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of ICE drug weighed 200 grams through digital scale; out of which 01 gram was separated and packed in parcels no. 03 for FSL and the balance ICE 199 grams along with plastic sack was packed and sealed in parcel no. 04; that on arrival, BDU staff defused all the recovered 04 hand grenades on the spot; that recovered 02 grenades from Raza Badshah were packed and sealed into parcel no. 05 while other 02 grenades belonging to Ahmed Hassan were packed and sealed into parcel no. 06; that videography of the spot proceedings made in mobile phone was saved in USB and was packed and sealed in to parcel no. 07; that present accused/petitioner along with his co-accused were arrested on the spot, hence, the FIR.

Arguments heard and record gone through.

This is tentative assessment of record available on file as deep appreciation of case file is neither required nor warranted at this stage. Record provides that the local police has recovered 200 grams ICE drug and 02 hand grenades from personal possession of present accused/petitioner. That FSL result in respect of the sample, is in positive. The recovery apparently rules out the chance of false implication. The case of accused/petitioner is also falling within the ambit of prohibitory Clause of Section-497 of the Criminal Procedure Code, 1898. Arrest of accused/petitioner on the spot and recovery of 200 grams ICE drug and 02 hand grenade connect the accused/petitioner with the commission of offence on its face and thus the Court is not inclined to extend him concession of bail, hence, the application is **dismissed**. Copy of this order be placed on police and judicial files.

Requisitioned record be returned to the quarter concerned and file of this court be consigned to record room after necessary completion and compilation.



Announced  
19.09.2024

(Abdul Basit)  
Addl. Sessions Judge-II, Orakzai