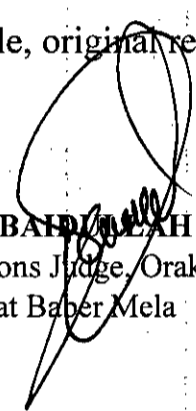



(3)

IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA


Case Title: Malak Sar Khan vs State

Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary.
1	2	3
Order No.02	24.09.2024	<p>Prosecution is on strike today. Accused/petitioner, Malak Sar Khan on ad-interim pre-arrest bail in person with his counsel present. Partial record received. ASDO Zahid Shah on behalf of complainant present. He does not want to engage a private counsel. Arguments could not be heard due to strike of prosecution. Adjourned for arguments on 26.09.2024. Meanwhile, original record be requisitioned for date fixed.</p> <p style="text-align: right;">  (SYED OBAIDULLAH SHAH) Sessions Judge, Orakzai at Baber Mela </p>
Order No.03	26.09.2024	<p>DPP, Umar Niaz for the State present. Accused/petitioner, Malak Sar Khan on ad-interim pre-arrest bail in person with his counsel present. Original record received. ASDO Zahid Shah on behalf of complainant present. He submitted authority letter on behalf of complainant. Arguments heard.</p> <p>(2) The above-named accused/petitioner seeks confirmation of ad-interim pre-arrest bail in case FIR No. 12, Dated 25.03.2024, u/s 462-K PPC of Police Station Kurez, wherein the complainant, Rehmat Ullah SDO TESCO through a Murasila addressed to the SHO of Police Station Kurez made a report to the fact that on 24.10.2023, the accused/petitioner was found committing</p> <p style="text-align: right;">  Syed Obaidullah Shah District & Sessions Judge Orakzai at Baber Mela </p>

(10)

IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA

Case Title: Malak Sar Khan VS State

Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary.
1	2	3
<p>Contin. Order No.03</p>		<p>illegal theft of electricity, which amounts to financial loss burdened upon his department. Hence, the present FIR.</p> <p>(3) I heard arguments and perused the record.</p> <p>(4) Perusal of the case file reveals that a bill of Rs. 33,300/- has been paid by the accused/petitioner to the TESCO department which has been confirmed by the representative of the complainant besides stating that he has got no objection upon confirmation of pre-arrest bail of the accused/petitioner. Moreover, the legal procedure scribed under section 462-O has not been followed in the instant case to proceed against the accused/petitioner. Furthermore, the prosecution has failed to elucidate the consequential purpose that would be served by committing the accused/petitioner to police custody.</p> <p>Therefore, in the light of above, bail petition in hand stands accepted and ad-interim pre-arrest bail earlier granted to the accused/petitioner Malak Sar Khan stands confirmed on the strength of existing bail bonds.</p> <p>Order announced. File of this court be consigned to record room after its completion and compilation. Copy of this order be placed on police/judicial file.</p> <p>Dated: 26.09.2024</p> <p style="text-align: right;">  (SYED ORADULLAH SHAH) Sessions Judge, Orakzai at Baber Mela </p>

