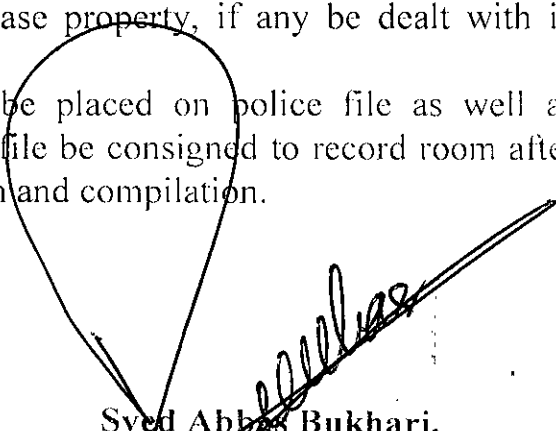


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FORM "A"

FORM OF ORDER SHEET

IN THE COURT OF SYED ABBAS BUKHARI, CIVIL JUDGE/JUDICIAL MAGISTRATE/C.II, KALAYA ORAKZAI
Case Title: state Vs Israfeel

pSerial 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 07	20.08.2024	<p>APP for the state present. Accused Israfeel Khan produced from judicial lockup Orakzai. Complainant in person present. Today, the case was fixed for submission of wakalatnama by accused and compromise, however, APP for the state filed application for discharge of accused due to deficient evidence. Arguments heard and record gone through.</p> <p>Record shows that complainant namely Fazal Habib has charged accused namely Israfeel Khan for commission of the offence under section 379/34 Pakistan Panel Code vide FIR No. 06 dated 01.05.2024 of PS Daboori Upper Orakzai.</p> <p>Learned APP for the state filed application for discharge of the accused U/S 5 (b), Prosecution Act, 2005 read with Section 494 Cr. PC. Prosecution has requested for discharge of the accused on the ground of deficient evidence against the accused coupled with compromise of complainant with the accused.</p> <p>Record shows that complainant namely Fazal Habib has already effected compromise with the accused, wherein he stated that he has got no objection if this Hon'ble court acquits the accused facing trial. In this respect his statement was recorded, wherein original compromise deed was Ex. PA and copy of his CNIC was Ex. PB.</p> <p>Keeping in view the available record, application for discharge of the accused U/S 5 (b), Prosecution Act, 2005, is hereby allowed, accused nominated in FIR is acquitted in the instant case. He is on bail. His sureties stand discharge from his liability. Case property, if any be dealt with in accordance with law.</p> <p>Copy of the order be placed on police file as well as Judicial file. Instant file be consigned to record room after necessary completion and compilation.</p> <p><u>Announced:</u> 20.08.2024</p> <p style="text-align: right;"> Syed Abbas Bukhari, Judicial Magistrate-II, Tehsil Court Kalaya, Orakzai</p>