



4

FORM "A"

FORM OF ORDER SHEET

IN THE COURT OF SYED ABBAS BUKHARI, CIVIL JUDGE/JUDICIAL MAGISTRATE/CJ-II, KALAYA ORAKZAI

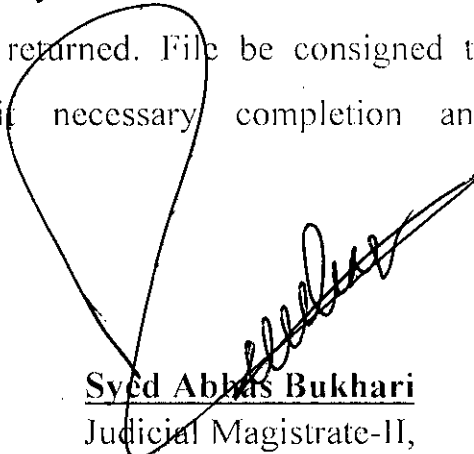
Case Title: State Vs M. Ghani

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 <u>08</u>	<p>26.03.2024 <u>08-08-2024</u></p> <p>  SYED ABBAS BUKHARI Civil Judge, JM-II Tensil Courts Kalaya <u>08-08-2024</u></p>	<p>None present for the state. Accused Muhammad Ghani son of Zaqmeet Shah produced from judicial lock-up, Orakzai. Today the case in hand was fixed for attendance of accused, however at the very out set accused marked his attendance on the margin of order sheet and stated at the bar that he want to confess his guilt in the instant case and in this respect he also submitted an application for plead guilty, which is placed on file.</p> <p>2. Brief facts of the case are that as per version of the complainant in the FIR, on 23.05.2024 at about 17:00hrs complainant was present on barricade. That one person came from Headquarter chowk on foot in suspicious condition. Upon his body search the complainant recovered and took into possession one plastic envelope in white color from the side pocket, which containing ice. On weighting through digital scale it came out 43 grams ice. One gram separated for FSL examination and remaining 42 grams ice packed and sealed in parcel no. 02. Accused disclosed his name as Muhammad Ghani son of Zaqmeet Shah, resident of Qom Kamar Khel, District Khyber. Accused was arrested and issued his card of arrest.</p> <p>3. Complete challan against the accused was put in court on 01.08.2024 and after 241-A Cr.P.C proceedings, the accused facing trail was formally charge sheeted on 08.08.2024 to which the accused pleaded his guilt before the court and he also filed an application for pleading his guilt and requested for lenient view. After pleading his</p>

5

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1 <i>Continued.... Order 03</i>	2 08.08.2024	3 <p>guilt, show cause notice under section 243 Cr.P.C. was given to the accused as to why he should not be convicted. Resultantly, he prayed for lenient view while placing himself at the mercy of this court.</p> <p>4. It is also pertinent to mention here that there is nothing such available on the record which could suggest that accused facing trial was previously involved in such like cases. There is also no criminal history of the accused available on the file.</p> <p>5. Keeping in mind the wholehearted confession of guilt by the accused Muhammad Ghani and being a first offender, a lenient view is taken and accused facing trial is convicted and sentenced for offence under section 11-A CNSA with simple imprisonment of 35 days with fine of Rs. 03 lac. In default of non-payment of fine the accused shall undergo simple imprisonment for a period of one month. Benefit of 382-B Cr.P.C. is extended to the accused. Case property be dealt in accordance with law. Police record be returned. File be consigned to record room after its necessary completion and compilation.</p> <p>Announced: 08.08.2024</p> <p> Syed Abbas Bukhari Judicial Magistrate-II, Tehsil Courts Kalaya, Orakzai</p>