

**IN THE COURT OF JUDICIAL MAGISTRATE-I, KALAYA, ORAKZAI**

**Bail Petition ..... 53/4 of 2024.**

**Date of institution.....22.07.2024.**

**Date of decision.....24.07.2024.**

Mr. Sana Ullah Khan Advocate, counsel for accused/petitioner,

Uncle of accused/petitioner namely Ajmeen


**Order – 03**  
24.07.2024

None present for the state. Counsel for accused/petitioner present. Record received. Arguments heard and case file perused.

Accused/petitioner Ameen Khan S/O Zameen Khan R/O Qaum Mishti, Tappa Gujar Khel, Orakzai is seeking his post arrest bail in case FIR No.23 dated: 10.05.2024 U/S 11-A CNSA Police Station Mishti Mela, District Orakzai.

**ZAHIR KHAN**  
**Civil Judge/JM**  
**Kalaya Orakzai**

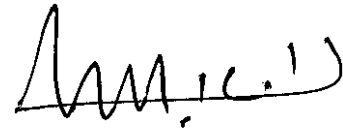
Record shows that the offence with which accused/petitioner is charged does not fall within the ambit of prohibitory clause of Section 497 Cr. PC. In such like cases grant of bail is a rule and refusal an exception. No extra ordinary circumstances exist to justify departure from the said rule. Co-accused namely Abdul Sattar has already been released on bail by this court vide order dated 11.06.2024, therefore, rule of consistency also applies to the case of accused/petitioner. Nothing has been recovered from possession of accused/petitioner or on his pointation. Accused/petitioner has been arrayed as accused in light of the statement u/s 161 Cr.PC of co-accused named above. Case of

  
24/07/2024

accused/petitioner is one of further inquiry. Investigation has already been completed and accused/petitioner is no more required to the local police for investigation.

Resultantly, application in hand is allowed. Petitioner be released on bail subject to furnishing bail bonds in the sum of Rs. 50,000/- (Fifty thousand) with two sureties each in the like amount to the satisfaction of this court. Copy of this order be placed on police as well as judicial record. The requisitioned record be sent back to the quarter concerned forthwith, while file of this court be consigned to record room after necessary completion and compilation.

**ANNOUNCED:**  
**24.07.2024**



**Zahir Khan**  
JMIC-I, Kalaya, Orakzai