

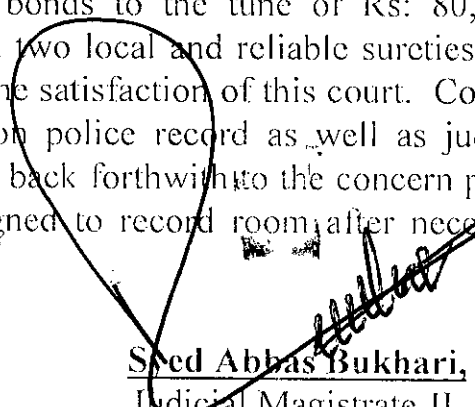
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FORM "A"

FORM OF ORDER SHEET

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

Case Title: Noor Nawaz 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 -03	30.09.2024	<p>APP for the State present. Accused/petitioner through brother alongwith counsel present. Complainant in person present. Accused/petitioner namely Noor Nawaz son of Niaz Khan, resident of Qom Mishti, Zawan, District Orakzai, seeks his post arrest bail in case FIR No. 53, dated: 28.08.224.09.2024 under sections 506, 342, 382, 447, 148, 149,337 A(i) Pakistan Panel Code registered at Police Station Mishti Mela, District Orakzai.</p> <p>Brief facts of the case as per the prosecution that the accused named above and other co-accused duly armed with pistols and Kalashnikov. Accused Noor Nawaz started ineffective firing upon complainant for criminal intimidation.</p> <p>Arguments heard and record perused.</p> <p>Sections 337-A(i), 342 and 447 PPC are bailable. Section 506 carries punishment in first part for imprisonment of two years while in second part it carries punishment of imprisonment for 07 years which does not fall within the prohibitory clause of section 497 Cr.P.C and in such like cases grant of bail is a rule while refusal is an exception. And no such exceptions have been brought forth by the complainant. Moreover, nothing incriminating has been recovered from possession of the accused/petitioner. The investigation in the instant case is complete and no better purpose will be served if the accused/petitioner is kept in jail in the existence of above-mentioned circumstances.</p> <p>Consequently, the bail petition in hand is allowed. Accused/petitioner is ordered to be released on bail subject to furnishing of bail bonds to the tune of Rs: 80,000/- (eighty thousand) with two local and reliable sureties each in the like amount to the satisfaction of this court. Copy of this order be placed on police record as well as judicial record. Record be sent back forthwith to the concern police station. File be consigned to record room after necessary completion.</p> <p>Announced 30.09.2024</p> <p> Syed Abbas Bukhari, Judicial Magistrate-II, Tehsil Court Kalaya, Orakzai</p>