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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: Tahir etc 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 01	27.09.2024	<p>Fresh bail petition alongwith written arguments received in the capacity of MOD. Be entered in the relevant register.</p> <p>APP for the state present. Record received from the court of learned JM-I, Kalaya. Arguments on behalf of state heard and record gone through.</p> <p>Accused/petitioners namely (1) Tahir Gul son of Gul Zameer, (2) Shah Nawaz son of Yaseen and (3) Daulat Khan son of Arbab Khan, all residents of Qom Shalober, Gul Darah, District Orakzai are seeking their post arrest bail in case FIR No. 100, Dated: 24.09.2024 under sections 506 B, 148, 149 Pakistan Panel Code &amp; 15-AA police station Kalaya, Orakzai.</p> <p>Perusal of record reveals that offences with which accused/petitioners are charged do 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 such extra ordinary circumstances are available on record to justify departure from this rule. Nothing incriminating has been recovered from the direct possession of accused or on their pointation. No empty shell has been recovered from the spot. No live cartridges or chargers have been recovered at the time of alleged recovery of weapons of offence. No FSL report or application for FSL regarding the recovered weapons is placed on file and whether the recovered weapons are in workable condition or not, it would be determined during trial. Case of the accused/petitioners is one of further inquiry. Accused have not charged each other for the commission of the offence. Co-accused have already been granted bail from the court of learned JM-I, Kalaya, hence, rule of consistency also</p>

*(Handwritten Signature)*  
 SYED ABBAS BUKHARI  
 Civil Judge/JM-II  
 Tehsil Courts Kalaya  
 27.09.2024

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<p>Contind.... Order 01</p>	<p>27.09.2024</p>	<p>applies to the case of accused/petitioners. Investigation has already been completed and accused/petitioners are no more required to the local police for further investigation and no useful purpose would be served by keeping the accused/petitioners behind the bar.</p> <p>Resultantly, application in hand is allowed. Petitioners be released on bail subject to furnishing bail bonds in the sum of Rs. 50,000/- (fifty thousand) with two reliable 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. Record be returned back to the quarter concerned. File of this court be consigned to record room after necessary completion and compilation.</p> <p><b><u>Announced</u></b> 27.09.2024</p> <p> <b>Syed Abbas Bukhari,</b> Judicial Magistrate-II, Tehsil Court Kalaya, Orakzai</p>
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