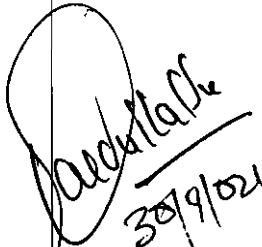



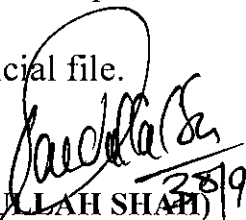
IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA

Case Title: Sadam Hussain VS State etc

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 No.04	30.09.2024	<p>DPP, Umar Niaz for the State present.</p> <p>Accused/petitioners, Sadam Hussain on ad-interim pre-arrest bail in person with his counsel present.</p> <p>Complainant, Inspector Muhammad Yasir, present in person.</p> <p>The above-named accused/petitioner seeks confirmation of his ad-interim pre-arrest bail in case FIR no. 76, Dated 08.08.2024, u/s 56/42 Khyber Pakhtunkhwa Mineral Act of Police Station Kalaya, wherein, as per contents of FIR, the complainant on 08.08.2024 made a report to the local police to the fact that on that day the accused/petitioner along with co-accused were found in unauthorized mining, excavating the minerals and transportation it without any license or dispatch slip. Hence, the present FIR.</p> <p>Arguments heard and record perused.</p> <p>Perusal of case file shows that though the accused/petitioner is directly nominated in the FIR but the offense for which the accused/petitioner is charged does not fall within the prohibitory clause of section 497 CrPC. The co-accused with similar role in the same case FIR has been released on bail vide order of learned Judicial Magistrate-I, Kalaya. If the case is otherwise fit</p>	


 Syed Obaidullah Shah
 District & Sessions Judge
 Orakzai at Baber Mela

(G)

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<p>Contni-Order No.04</p> 		<p>for regular bail, the rejection of BBA would be a futile process. In these circumstances, no useful purpose of the prosecution would be served to commit the accused/petitioners to police custody except the probability of injustice harassment of the police. Accordingly, the BBA petition in hand stands accepted and the ad-interim bail earlier granted to the accused/petitioners is confirmed on the existing bonds.</p> <p>Order announced. File of this court be consigned to record room after its completion and compilation. Copy of this order be placed on police/judicial file.</p> <p> (SYED OBaidULLAH SHAH) Sessions Judge, Orakzai at Baber Mela</p> <p>28/9/04</p>