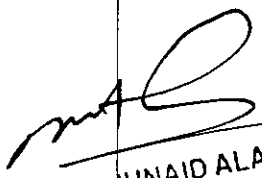


FORM "A"
FORM OF ORDER SHEET


IN THE COURT OF MUHAMMAD JUNAID ALAM, CIVIL JUDGE/JUDICIAL MAGISTRATE-II, KALAYA ORAKZAI
Case Title: _____ Vs _____

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
<p>Order -03</p>	<p>22.10.2024</p>	<p>APP for the State present. Accused/petitioners through brother alongwith counsel present. Complainant in person alongwith counsel present.</p> <p>Accused/petitioners (1) Muhammad Qasim and (2) Muhammad Nazeer, both sons of Behram Khan, both residents of Qom Mishti, Tappa Darvi Khel, District Orakzai, seek their post arrest bail in case FIR No. 53, dated 24.09.2024 under section 365/392/337A-(i)/337A-(iii)/337F-(i)/342/506/382/447/148/149 Pakistan Panel Code 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 and co-accused Noor Nawaz started aerial firing upon the complainant party for criminal intimidation.</p> <p>Arguments heard and record perused.</p> <p>Although the present accused/petitioners were directly charged in the FIR but there is delay of 03-days in the date of occurrence and recording the statement of injured/abductee under section 161 Cr. PC. Additionally medical report not supported the version of prosecution. Medico legal report was not prepared on concerned letter head, which make the prosecution case in further inquiry. Moreover, nothing incriminating has been recovered from possession of the present accused/petitioners. The major role assigned to the co-accused Noor Nawaz for aerial firing upon the complainant party, while the accused have already been granted bail, hence, rule of consistency also applies to the case of accused/petitioners. Moreover, major</p>


MUHAMMAD JUNAID ALAM
 Civil Judge / JM-II
 Orakzai at Kalaya

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<p><i>Contind....</i> <i>Order 03</i></p>	<p>22.10.2024</p>	<p>sections of law were changed dramatically. The investigation in the instant case is complete and no better purpose will be served if the accused/petitioners are kept in jail in the existence of above-mentioned circumstances.</p> <p>Consequently, the bail petition in hand is allowed. Accused/petitioners are ordered to be released on bail subject to furnishing of bail bonds to the tune of Rs: 100,000/- (one lac) 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><u>Announced</u> 22.10.2024</p> <div style="text-align: right;">  Muhammad Junaid Alam, Judicial Magistrate-II, Tehsil Court Kalaya, Orakzai </div>
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