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BA No. 86/4 of 2024  
JALEEL KHAN VS THE STATE  
FIR No. 26, Dated 11.10.2024, u/s 9 (d) & 11-A CNSA,  
Police Station: Ghiljo  
IN THE COURT OF SYED OBAIDULLAH SHAH  
SESSIONS JUDGE/JUDGE SPECIAL COURT,  
ORAKZAI AT BABER MELA

Bail Application No. : 86/4 of 2024  
Date of Institution : 01.11.2024  
Date of Decision : 06.11.2024

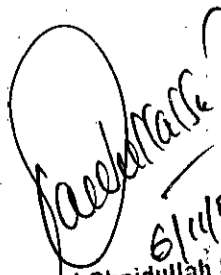
JALEEL KHAN VS THE STATE

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ORDER

DPP, Umar Niaz for State and Abid Ali Advocate for accused/petitioner present. Record Received. Arguments heard and record gone through.

2. Accused/petitioner, **Jaleel Khan** s/o Hanif Gul seeks his post-arrest bail in case FIR No. 26, Dated 11.10.2024, u/s 9 (d) & 11-A CNSA of Police Station Ghiljo, wherein as per contents of FIR, the complainant, Saleem Khan SHO along with other police officials having laid a picket were present on the spot where at about 1510 hours a Honda-125 motorcycle of red colour bearing registration no. FA8787/Kohat on way from Ghiljo towards the picket in suspicious condition was stopped. The complainant recovered 2 grams of ice from side pocket of the motorcyclist and recovered 01 packet of chars weighing 1100 grams from side cover of the motorcycle. Hence, the present FIR.
3. Learned counsel for defense argued that the accused/petitioner has falsely been implicated in the instant case to scot-free the actual culprit, that there is no previous history of the accused/petitioner in such like cases.
4. Learned DPP for the state put forward his arguments that the accused/petitioner was arrested

  
6/11/24  
Syed Obaidullah Shah  
District & Sessions Judge  
Orakzai at Baber Mela

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on the spot and recovery has been made from his personal possession.

5. In light of the arguments advanced by the DPP and counsel for the accused/petitioner, record gone through which shows that though the accused/petitioner is directly nominated in the FIR and the recovery has been effected from personal possession of the accused/petitioner; however, the occurrence has allegedly taken place during broad daylight but no effort has been made to associate any witness from the public with the process of search or recovery. Moreover, the FSL report is yet awaited to show the nature of the substance recovered. Accused/petitioner, after his arrest, has gone through the process of investigation but he has neither confessed nor admitted his guilt.

6. Hence, in view of what is discussed above, bail petition in hand stands accepted and the accused/petitioner is admitted to the concession of bail provided he submits a bail bond in the sum of Rs. 80,000/- with two sureties each in the like amount to the satisfaction of this court. The sureties must be local, reliable and men of means.

7. Order announced. File of this court be consigned to record room after its necessary completion and compilation. Copy of this order be placed on police/judicial file.

8. This order is tentative in nature and would have no effect upon the trial of the accused/petitioner.

Dated: 06.11.2024



*(Handwritten Signature)*  
- 6/11/24

(SYED OBAIDULLAH SHAH)  
Sessions Judge/Judge Special Court,  
Orakzai at Baber Mela