

**Case Title: STATE VS MAJEED KHAN**

CASE NO. 20/CNSA, FIR No. 94, Dated 28.09.2023, u/s 9DCNSA/324/353/148/149 PPC PS KALAYA

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><b>Order No. 03</b></p>	<p>11.11.2024</p>	<p>Sr.PP, Abul Qasim for the State present. Accused, Majeed Khan on bail not present; however, Learned DPP for the State submitted application for discharge of the accused U/S 4C(II), 5(b) of the Prosecution Act, 2005 read with section 494 Cr.PC.</p> <p>Brief facts of the case are that that complainant Nasir Ahmad SHO sent a Murasila through constable Muhammad Irshad no. 336 to the effect that the complainant acting upon the spy information to the effect that some persons that one, Hidayat s/o Jumma Khan, Abdullah s/o Hashim Ali Khan r/o Utman Khel Melo sar, Majeed s/o Ashna Khan r/o Section Feroz Khel, Sufyan s/o Unknown and Hazrat s/o Arif r/o Section Stori Khel, Tarkho Sam are having plastic sacks on their shoulder containing chars and they are their way to smuggled the same through Mero Dara towards Bara District Khyber. On the said information, the complainant along with constables, Muhammad Irshad no. 336, Manzoor Ali no. 424, Alam Jan no. 1395, Wajid Ullah no. 320 in the officially uniform wherein helmet and jackets duly armed with weapons reached to the place of occurrence and laid barricade there. After some time the said five persons/accused appeared while having plastic sacks on their shoulders, when they reached near the police party, the police warned them in loud voice to stop, on which they throw their plastic sacks and they were duly armed with firearms decamped towards the mountains. The accused made firing with intention to kill at the police party when they were busy in collecting the plastic sacks left by the accused, the police also made firing at them in self-defense. On the spot, the local police recovered five sacks. Upon the checking the said sacks, one plastic sack recovered from the place of presence of accused Hidayat was checked and 20 packets of chars, wrapped with yellow colour scotch tape were recovered. On the weighing the same through digital scale the same were found to be 20000 grams, each packet was 1000/1000 grams. 10/10 grams from each packet were separated through sharp object for sending the same to FSL and sealed the same into parcels no. 1 to 20. The remaining 19800 grams were sealed into parcel no. 21. From the point of presence of accused Abdullah same quantity of chars was recovered and for purpose of chemical analysis 10/10 grams were separated from the all the 20 packets of chars which were sealed into parcels no. 22 to 41 and the remaining 1980 grams was sealed into parcel no. 42. similarly, the</p>

*Bakht Zada*  
**BAKHT ZADA**  
 Addl. District & Sessions Judge  
 Orakzai at Baber Mela

**IN THE COURT OF ADDITIONAL SESSIONS JUDGE-I, ORAKZAI AT BABER MELA**

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*Baker*  
11.11.24

**BAKHT ZADA**  
Adl. District & Sessions Judge-1,  
Orakzai at Hangu

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