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IN THE COURT OF MUHAMMAD JUNAID ALAM
JUDICIAL MAGISTRATE-II, TEHSIL COURTS KALAYA,
DISTRICT ORAKZAI

Criminal case No. 88/2 of 2024, FIR No. 34 Dated: 14.05.2024, U/S: 341,148,149 PPC.
Police Station: Kalaya, Lower Orakzai

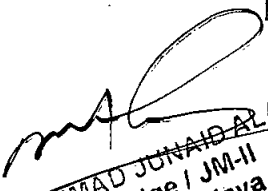
State Vs Shahid etc.

Order No.01
20.11.2024

Complete challan along with discharge application received from prosecution. Be entered. Accused Shahid and Abdul Wahab are on bail. Discharge application have already submitted by District Public Prosecutor. APP for the state was confronted with the same.

Record shows that complainant namely Shal Muhammad SHO have charged accused namely Shahid and Abdul Wahab for commission of the offence U/S 341/148/149 PPC vide FIR No. 34 dated 14.05.2024 of PS Kalaya.

As District Public Prosecutor has filed application for discharge of the accused U/S 5 (b), Prosecution Act, 2005 read with Section 494 Cr. PC. Prosecution has requested for discharge of the accused on the ground of deficient evidence against the accused. There is no independent witness of the occurrence. No site plan of the occurrence available on file.


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

(4)

No recovery of any kind of weapon was affected from any of the accused. After arrest of the accused no sufficient evidence collected which connect the accused with the occurrence.

Keeping in view the available record, application for discharge of the accused U/S 5 (b), Prosecution Act, 2005 and request of District Public Prosecutor, accused nominated in FIR stand discharge in the instant case. They are on bail. Their sureties stand discharge from their liability. Case property, if any be dealt with in accordance with law.

Copy of the order be placed on police file as well as Judicial file. Instant file be consigned to record room after necessary completion and compilation.

Announced:

20.11.2024



Muhammad Junaid Alam,
Judicial Magistrate -II,
Tehsil Court Kalaya, Orakzai