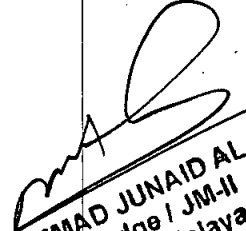


FORM "A"
FORM OF ORDER SHEET

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

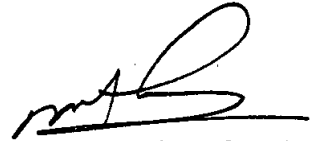
| Serial No of order or proceedings | Date of Order Proceedings | Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary |
|-----------------------------------|---------------------------|--|
| 1 | 2 | 3 |
| Order-03 | 14.12.2024 | <p>APP for the State present. Accused/petitioners through counsel present. Complainant in person present and stated that he relies on APP for State.</p> <p>Accused/petitioners namely (1) Shams Ur Rehman son of Gul Rehman (2) Asim (Muhammad Asim) son of Habib Ur Rehman and (3) Hayat Ullah son of Nazir Khan, residents of Qom Stori Khel, Tappa Anjani, District Orakzai have applied for their post arrest bail in connection with case FIR No. 88, dated: 28.08.2024 under sections 337-A(i)/354/352/506/148/149 Pakistan Penal Code, registered in police station Kalaya, L/Orakzai.</p> <p>Brief facts of the case as per the prosecution that the accused named above and other co-accused duly armed with sticks and assaulted on the house of complainant due to which Mst. Sabeela; the sister of complainant has got injured on her head.</p> <p>Arguments on behalf of counsel for accused/petitioners heard while learned APP for the State advanced his arguments.</p> <p>Sections 337-A(i), 352 and 354 PPC are bailable in nature. Section 506 PPC carries punishment in first part for imprisonment of two years while in second part it carries</p> |


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

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FORM "A"
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| <p><i>Continued Order 03</i></p> | <p>14.12.2024</p> | <p>punishment of imprisonment for 07 years which does not fall within the prohibitory clause of section 497 Cr.P.C and in such like cases grant of bail is a rule while refusal is an exception. and no such exceptions have been brought forth by the complainant. Moreover, nothing incriminating has been recovered from possession of the accused/petitioners. Co-accused has already been granted bail from the court hence, rule of consistency also applies to the case of present accused/petitioners. 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>For the above reasons, the accused is entitled to the concession of bail at this stage, hence, application in hand is accepted and they be released on bail, subject to furnishing of bail bonds to the tune of Rs. 100,000/- by the accused 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 and the instant File be consigned to record room while record be sent back to the quarter concerned.</p> <p><u>Announced</u> 14.12.2024</p> <p style="text-align: right;"> <u>Muhammad Junaid Alam,</u> Judicial Magistrate-II, Tehsil Court Kalaya, Orakzai</p> |
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