(5)

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 No.03	14.01.2025	Sr. PP, Abul Qasim for the State present. Accused Mudassir Ali on bail present. Complainant not present. Today, the case was fixed for framing of charge; however, the prosecution submitted application for discharge of accused. Arguments on application heard. The above-named accused and other co-accused were charged in case FIR No. 38, Dated 13.04.2023, u/s 392/341/34 PPC of Police Station Kalaya, wherein as per contents of FIR, the complainant, Sharjeel Khan at about 1450 hours made a report to the police at Oblan check-post to the fact that he is the owner and driver of a Suzuki Mehran bearing Registration No. ABF-864/ICT and used to drive as a Taxi in Rawalpindi. On 13.04.2023 at about 10:00 hours he was present at Chungi No. 26 where four unknown persons present there booked his car for Kohat in lieu of Rs. 11000/- and started their journey towards Kohat. When they were about to enter Kohat, a person occupying the front seat of the motorcar told him to carry on for 03 more km for which they would pay him more money and when they reached a barren place/mountain, the persons told him to stop, accordingly he stopped and they all came down from the car. One of them snatched the key of the motorcar and the others searched him (complainant), took his purse containing Rs. 7000/- and the photocopy of registration card while returned his cellphone after removing its SIM card whereafter they tied his hands and legs with a piece of cloth, took him to a nearby jungle and left him there.

(6)

IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA

Case Title: State VS Mudassir Ali

FIR no. 38, Dated: 13-04-2023 u/s 17(3) Haraba Act 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
Contin. Order No.3		After arrest of the above-named accused, the prosecution submitted supplementary challan against him. It is evident from the record that the accused facing trial has not directly been charged in the FIR and he has not been arrested on the spot rather he has been charged by the complainant in his statement recorded u/s 164 CrPC after his due satisfaction but that too after 02 days of the occurrence i.e., on 15.04.2023. Moreover, the co-accused with similar role has been acquitted u/s 265-K CrPC vide order dated 18.12.2023. Hence, in view of what is discussed above, it is held that there is no ground to proceed against the accused; therefore, on acceptance of the application of prosecution, the accused **Mudassir** is discharged of the offenses. Accused is on bail. His bail bonds stand cancelled and his sureties are absolved of the liabilities of bail bonds. Order announced. File of this court be consigned to record room after its necessary completion and compilation. Dated: 14.01.2025 **(SYED OBAIDULLAH SHAH)** Sessions Judge, Orakzai at Baber Mela

DISTRICT & SESSIONS JUDGE ORAKZAI AT HANGU