

**IN THE COURT OF SYED OBAIDULLAH SHAH**  
**SESSIONS JUDGE/JUDGE SPECIAL COURT, ORAKZAI**  
**(AT BABER MELA)**

SPECIAL CASE NO. : 35/3 OF 2024  
DATE OF INSTITUTION : 04.12.2024  
DATE OF DECISION : 12.12.2024

STATE THROUGH ALTAF ALI SHO, POLICE STATION KUREZ

.....(COMPLAINANT)

-VERSUS-

SYED ABAZ S/O SYED AFZAL, AGED ABOUT 32/33 YEARS, R/O  
SULAIMAN SHAH TALAB, SHAHPUR, KOHAT

..... (ACCUSED FACING TRIAL)

**Present:** Umar Niaz, District Public Prosecutor for the State.

**FIR No. 62**                      **Dated: 30.10.2024**      **U/S: 9 (d) of the Khyber**  
**Pakhtunkhwa Control of Narcotic Substances Act, 2019**  
**Police Station: Kurez**

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**JUDGMENT**

**12.12.2024**

The above-named accused is charged for the offence u/s 9 (d) of the Khyber Pakhtunkhwa CNSA, 2019 vide FIR No. 62, dated 30.10.2024 of Police Station Kurez.

- (2). As per contents of FIR, the complainant, Altaf Ali SHO accompanied by other police personnel laid a picket on the spot where at about 1600 hours a white colour Pick-Up bearing Registration No. W3196/Peshawar heading from Anjani towards the picket, was stopped by the complainant. Nothing incriminating was recovered from personal body search of the accused; however, the search of the vehicle led the complainant to the recovery of 02 packet of chars

  
12/12/2024  
Syed Obaidullah Shah  
District & Sessions Judge  
Orakzai at Baber Mela

weighing 1000 and 660 grams, making a total of 1660 grams from a white colour plastic shopper recovered from beneath the driving seat of the vehicle.

(3). After completion of investigation, complete challan was put in court. The accused was summoned, who appeared before the court and submitted applications for early hearing and for disposal of his case on the basis of plead guilty for the reasons; that he is a poor person, cannot afford the expenses of litigation, and that being first offender, lenient view may be taken against him. Application is placed on file.

(4). Arguments heard and record gone through.

(5). Perusal of the case file reveals that the accused was having only 1660 grams of chars in his possession; therefore, he is held guilty of the offence punishable u/s 9 (d) of the Khyber Pakhtunkhwa CNSA, 2019. Hence, he is convicted of the offence. But as the accused is first offender and there is no record of his previous involvement in such like offences. Keeping in view the aforementioned circumstances and the clean breast admission of the guilt of the accused, his poor financial status and recovery of only 1660 grams of chars by taking a lenient view, instead of sentencing him at once, he is placed on probation for a period of one (01) year subject to the executing of bonds in the sum of Rs.

  
Syed Abdul Wahid  
District & Sessions Judge  
Orakzai at Baher Mela

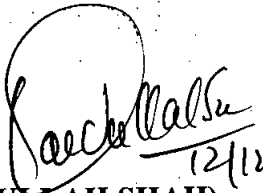
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**STATE VS SYED ABAZ**  
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**Pakhtunkhwa CNSA 2019 | Police Station: Kurez**

50,000/- with two sureties to the effect that the accused would commit no offence and to keep the peace and be of good behavior during the period of bond and to appear and receive the sentence, if called upon to do so during that period to the satisfaction of Probation Officer concerned. Case property i.e., chargs be destroyed in accordance with law after the period provided for appeal/revision while the vehicle has already been obtained by the accused on Superdari.

(6). Judgment announced. File of this court be consigned to record room after its necessary completion and compilation.

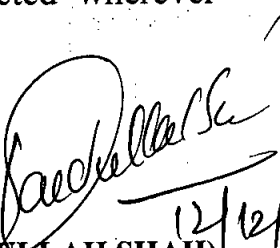
Dated: 12.12.2024

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

**CERTIFICATE**

Certified that this judgment consists of three (03) pages. Each page has been read, corrected wherever necessary and signed by me.

Dated: 12.12.2024

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

