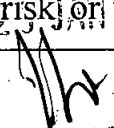


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**COURT OF SENIOR CIVIL JUDGE/JM, ORAKZAI AT BABER MELA**


**Case Title: Itizaz Hassan VS State**

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
<b>Order No. 04</b>	23.01.2025	<p>Sr.PP for the state present. Accused/petitioners through counsel present. Complainant along with counsel present.</p> <p>The petitioners namely (1) Itizaz Hassan and (2) Adnan Raza sons of Imtiaz Ali, R/O Qoum Mani Khel, Tappa Mast Ali Khel, Tehsil Lower, District Orakzai have applied for their post arrest bail in connection with case FIR No, 91, Dated: 31.08.2024 vide Madh No. 14, Dated: 05.07.2024, U/S 337-A(i)/148/149 PPC, registered in PS: Kalaya, L/Orakzai.</p> <p>Facts as recounted in the Madh No 14 states that complainant was accompanied by his brothers were going home when the accused persons assaulted them with sticks and stones. He received injuries and bruises to the head.</p> <p>It is pertinent to mention that another version of the incident is also held in FIR No 91 of the even date but registered prior in time. The complainants in the FIR, presently accused, received injuries to the head reported upon by the MLC as 'serious and grievous'. Reportedly one of the victims in FIR 91 was referred to Peshawar for treatment of internal damage to the head.</p> <p>The injury of the present complainant is reported as 'Mudiha' by the MLC as laceration of the wound does not include exposure of and damage to the bone. This particular offence is covered by section 337ii, which is punishable with imprisonment upto 07 years.</p> <p>Law, by default, sides with bail rather than jail. Only when the commission of crime is sufficiently probable, and the nature and gravity of the alleged offence makes the accused person a flight risk, or threat to the community, is</p>

Senior Civil Judge  
Orakzai  
23/01/2025  


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<p>04-04 Continued</p>	<p>23/01/2025</p>	<p>bail to be withheld.</p> <p>In the given circumstances, when there is so much to inquire into the allegations, the court is inclined to admit the accused persons to bail subject to payment bonds to the tune of Rs.70,000/- with sureties in the like amount to the satisfaction of this court.</p> <p>File be consigned to the record room after its necessary completion and compilation.</p> <p><b><u>Announced</u></b> 23.01.2025</p> <p> <b>Ijaz Mahsood</b> Senior Civil Judge/JM, Orakzai (at Baber Mela)</p>
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