


2

**FORM "A"**  
**FORM OF ORDER SHEET**

IN THE COURT OF SENIOR CIVIL JUDGE/JUDICIAL MAGISTRATE, ORAKZAI


Case Title: Naseeb Ali 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
Or ___ 01	21.01.2025  2	Fresh bail petition submitted. Be entered. Notice be issued to state and record be requisitioned for <u>22-01-2025</u>   <b>Ijaz Mahsood</b> Senior Civil Judge/JM, Orakzai at Baber Mela
Order No. 02	22.01.2025	<p>DPP for the state present. Accused/petitioner through counsel present. Record received.</p> <p>The petitioner namely Naseeb Ali s/o Noor Hussain has applied for his post arrest bail in connection with case FIR No. 04, Dated: 18.01.2025, U/S 11(A)CNSA, registered in PS: Kalaya, L/Orakzai.</p> <p>Facts as recounted in the FIR are that 18.01.2025, SHO along with other police officials were present on naqabandi that 02 persons riding on motorcycle CD-70, red colour came from 'Oblaan' side and they were stopped for the purpose of checking and the driver/accused disclosed his name as Naseeb Ali s/o Noor Hussain R/O district Kohat.</p> <p>During his body search 50 gms of Ice were recovered from his right-side pocket. The other co-accused disclosed his name as Adil Khan s/o Abdul Qadir R/O district Kohat and during his body search, half bottle of alcohol-based intoxicant was recovered from his coat; hence, the instant FIR was registered against the accused.</p> <p><b>Continued .....</b></p>

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

3

**Case Title: Naseeb Ali 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. 02 continued</b>	22.01.2025	<p>Certain important observations offered itself from the record and arguments. Two alleged accomplices, presumably friends or acquaintances, carrying two different types of prohibited substances in small quantities seem odd. Either their tastes or preferences for intoxicants diverged oddly. Moreover, having recovered Methamphetamine from the pocket and personal recovery of one of the rider, recovery of bottle from the other, makes it appear all too convenient. Especially, with no neutral witnesses, make it suspect.</p> <p>Nonetheless, the offences charged are punishable with sentences of less than 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 bail to be withheld.</p> <p>In the given circumstances, when the there is so much to inquire into the allegations, the court is inclined to admit the accused person 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> 22.01.2025</p> <p> <b>Ijaz Mahsood</b> Senior Civil Judge/JM, Orakzai (at Baber Mela)</p>