

BA No. 10/4 of 2025  
ABDULLAH VS THE STATE  
FIR No. 04, Dated 04.02.2025, u/s 9 (d) CNSA,  
Police Station Dabori

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

Bail Application No. : 10/4 of 2025  
Date of Institution : 06.02.2025  
Date of Decision : 12.02.2025

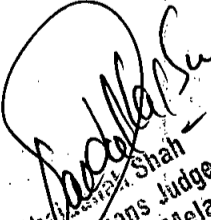
ABDULLAH VS THE STATE

ORDER

DPP, Umar Niaz for the State and Abid Ali Advocate for accused/petitioner present. Record received. Arguments heard and record gone through.

2. Accused/petitioner, **Abdullah** s/o Jandol seeks his post-arrest bail in case FIR No. 04, Dated 04.02.2025, u/s 9 (d) CNSA of Police Station Dabori, wherein, as per contents of FIR, the complainant along with other police officials set up a picket on the crime scene where at about 1600 hours a person holding a heavy shopper in his right-hand walking from Dabori towards the picket, was stopped. He revealed his identify as Abdullah s/o Jandol, the present accused/petitioner, who was search but nothing incriminating was recovered from him. However, the complainant recovered 1100 grams of chars from the aforementioned shopper. Hence, the present FIR.

Learned counsel for the accused/petitioner argued that the accused/petitioner has falsely been

  
Syed Obaidullah Shah  
District & Sessions Judge 3,  
Orakzai at Baber Mela

implicated in the instant case in order to absolve the real culprit, that the alleged occurrence has taken place on 04.02.2025 but the FSL report is yet not available on file, that there is no previous history of the accused/petitioner in such like cases.

4. Learned DPP for the state put forward his arguments that the accused/petitioner was arrested on the spot for the commission of offence and more than 01 kilogram of chars has been recovered from his possession.

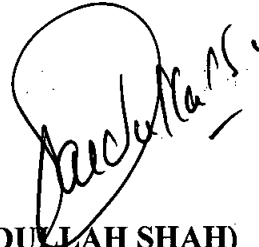
5. In the light of arguments advanced by the DPP and counsel for the accused/petitioner, record gone through which shows that though the accused/petitioner is directly nominated in the FIR and the offence for which the accused/petitioner is charged, attracts the prohibitory clause of section 497 CrPC; however, the FSL report is yet awaited to show that whether the recovered substance was actually chars or otherwise. Moreover, accused/petitioner, after his arrest, has gone through the process of investigation but he has neither confessed nor admitted his guilt. Furthermore, investigation in the instant case is complete and the accused/petitioner is no more required to the police for further investigation.

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6. Hence, in view of what is discussed above, bail petition in hand stands accepted and the accused/petitioner is admitted to the concession of bail provided he submits a bail bond in the sum of Rs. 100,000/- with two sureties each in the like amount to the satisfaction of this court. The sureties must be local, reliable and men of means.
7. Order announced. File of this court be consigned to record room after its necessary completion and compilation.
8. Copy of this Order be placed on police/judicial file.
9. This Order is tentative in nature and would have no effect upon the trial of the accused/petitioner.

Dated: 12.02.2025



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

