

**IN THE COURT OF ADDITIONAL SESSIONS JUDGE-II/JUDGE  
SPECIAL COURT ORAKZAI, AT BABAR MELA**

BA No. 60/4 of 2021

Muhammad Wazir Vs State

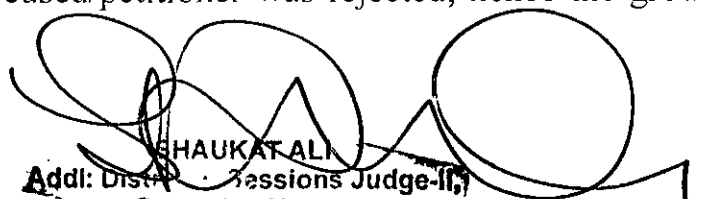
**ORDER**  
**29.04.2021**

Learned counsel for accused/petitioner present. Umar Niaz, learned DPP for State present. Record received and placed on file.

Accused/petitioner Muhammad Wazir s/o Lal Hussain r/o Caste Shekhan Tappa Umar Zai District Orakzai is seeking his post arrest bail on fresh grounds in case FIR No.32 dated 07.03.2021 u/s 9-D CNSA, PS lower Orakzai District Orakzai wherein the accused/petitioner is charged for recovery of chars weighing 6000 grams from his possession. The post arrest bail of the accused/petitioner was previously rejected by this court vide order dated: 25-03-2021 and the bail application was also dismissed by the august Peshawar High Court vide order dated: 16-04-2021.

Arguments of learned counsel for the accused/petitioner and learned DPP for the State heard and available record perused.

The perusal of record would transpire that this court vide order dated: 25-03-2021 turned down the bail application of the accused/petitioner after tentative assessment of the whole record of the case. The grounds raised for bail by the accused/petitioner in the instant bail application were available to him at the time of deciding the first bail application and this court decided the first bail application after going through the record where these grounds were taken into consideration and the bail application of the accused/petitioner was rejected, hence the grounds raised in

  
SHAUKAT ALI  
Addl: Dist. Sessions Judge-II,  
Orakzai at Hangu

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the instant bail application could not be term as fresh grounds for bail. The bail application of the accused/petitioner was also dismissed by the august Peshawar High Court vide order dated: 16-04-2021 where the accused/petitioner was held prima facie connected with the commission of offence, hence this court is not inclined to release the accused/petitioner on bail on the grounds mentioned in the instant bail application.

In view of above, instant bail petition, being devoid of merits, stands dismissed.

File of this Court be consigned to record room after its necessary completion and compilation.

Announced  
29.04.2021

  
(SHAUKAT ALI)  
Additional Sessions Judge-II/JSC,  
Orakzai at Babar Mela