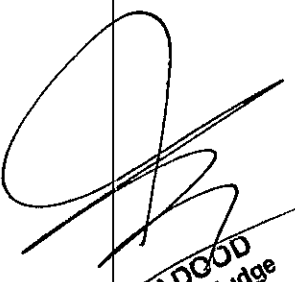


(4)

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

BA No. 108/4 of 2021  
Feroz Khan etc. 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
Order	24/09/2021	<p>Mr. Sana Ullah advocate for accused/petitioner; Mr. Amir Shah APP for State are in attendance.</p> <p>2. This is the disposal of Post arrest bail application presented by accused/petitioners Feroz Khan son of Ghafoor Khan, resident of Qum Khwaidad Kamar Khel Bara, District Khyber.</p> <p>3. Local Police of Police Station Kurez, Orakzai while on getting spy information about smuggling of narcotics were reportedly available on barricade. Feroz Khan son of Ghafoor Khan, resident of Qum Khwaidad Kamar Khel Bara, District Khyber was driving motorcycle towards the Check post. In pursuance of the information, he was searched and 05 packets measuring 900 grams each with total of 4500 grams of chars were found in possession of the accused/petitioner. Criminal Law was brought into motion against the accused and resultantly, FIR bearing No. 17 dated: 04/09/2021 was registered against the accused/petitioners by attracting Section 9-D of the KP Control of Narcotics Substances Act, 2019 in Police Station Kurez of District Orakzai. The accused/petitioner was arrested on spot who was later on remanded to Judicial Lockup. Consequently, application for release of accused/petitioner on bail is presented which is under consideration.</p> <p>4. Learned counsel for accused/petitioner and learned Assistant Public Prosecutor for State were heard at length and file gone through.</p> <p>5. This is tentative assessment of record available on file as deep appreciation of case file is neither required nor warranted at this stage. The accused/petitioner was allegedly carrying chars wrapped in plastic bag on his</p>



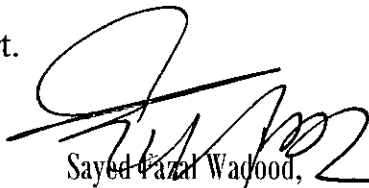
**SAYED FAZAL WADOOD**  
Addl: District & Sessions Judge  
Orakzai at Hangu

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Motorcycle and was arrested on the spot. The huge quantity of 4500 grams of chars were recovered from his direct and personal possession that have been supported with ocular evidence of the witnesses recorded on memorandum of recovery. The parcels separated for the purpose of examination through channel of Forensic Science Laboratory have already been sent. The huge quantity of chars apparently rules out the chance of false implication. The case of accused/petitioner is also falling within the ambit of prohibitory Clause of Section-497 of the Criminal Procedure Code, 1898. Arrest of accused/petitioner on the spot and recovery of huge quantity of chars connect the accused/petitioner with the commission of offence on its face and thus the Court is not inclined to extend him concession of bail at this stage.

6. For what has been discussed above, instant bail petition stands dismissed. File of this Court be consigned to District Record Room, Orakzai after its necessary completion and compilation within the span allowed for; whereas, copy of this Order be placed on record of Police to be returned accordingly.

7. Announced in open Court.

  
Sayed Fazal Wadood,  
AD&SJ/JJC, Orakzai at Baber Mela