

Order No. 04
15.04.2020

Bail petition titled "Umar Gul VS State" received from the court of ASJ-I/Duty Judge Orakzai. Be entered.

DPP, Umar Niaz for State and Haseeb Ullah Khan Advocate for accused/petitioner present. Eyewitness Imran Ullah present but relieved as he is not the legal heir hence there is no need to record his statement.

Complainant, Azeem Shah and Wahid Noor as elders of the locality present and submitted certificate Ex. PC regarding genuineness of compromise and verification of parties. Joint statement of the above-named elders of the locality recorded and placed on file. In the instant case one, Muhammad Zahid was murdered for which the accused/petitioner, Umar Gul was charged through case FIR No. 20 dated 31.03.2020 u/s 302 PPC of Police Station Lower Orakzai Kalaya. 15.A.A.

ASGHAR SHAH
District & Sessions Judge
Orakzai at Hangu
15.4.20
[Signature]


On 11.04.2020, Kabil Shah (father) and Mst. Noorani (mother) of deceased appeared before the court of ASJ-II Orakzai and by submitting compromise deed Ex. PA recorded joint statement towards compromise. In the statement, they stated that a genuine compromise between the parties have taken place and that the deceased was unmarried and besides them (parents), no other legal heirs of deceased exists.

The parents of deceased shown no objection either upon the release of accused/petitioner on bail or upon his acquittal during the trial.

Since the offence is compoundable besides the legal heirs of deceased have entered into a valid and genuine compromise with the accused/petitioner, therefore the bail application in hand stand accepted subject to furnishing of bail bonds in sum of Rs. 100,000/- with two sureties each, each in the like amount to the satisfaction of this court.

File be consigned to the Session Record Room after its necessary completion and compilation.

Announced:
15.04.2020



ASGHAR SHAH
Sessions Judge, Orakzai
at Baber Mela

15.4.20.