

Case Title: Rafi Ullah etc. VS State

Order


30-03-2020

DPP for the state present. Counsel for accused/petitioners present. Counsel for the accused/petitioners argued that accused and complainant party have entered into compromise outside the court. The offence does not come in the prohibitory clause of sec. 497 Cr.P.C where bail is given as a concession and its refusal is an exception. He further argued that the offence does not come u/s 506 sub-clause-II PPC Hence, they may kindly be released on bail.

The complainant to this effect recorded his statement whereby he stated that he has effected compromise with the accused/petitioners and he has got no objection if they are released on bail.

Keeping in view the sections of law levelled against the accused and statement recorded by the complainant in the court whereby he has got no objection if the accused are released on bail, the application is accepted and the accused be released on bail subject to furnishing bail bond to the tune of Rs. 50,000/ with two sureties each in the like amount to the satisfaction of this court. The sureties must be local and reliable persons.

File be consigned to record room after its completion and compilation while the record be sent to quarter concerned


(Rehmat Ullah Wazir)/MOD
Judicial Magistrate-I,
Orakzai (at Baber Mela)