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FORM "A"
FORM OF ORDER SHEET

IN THE COURT OF MUHAMMAD JUNAID ALAM, CIVIL JUDGE/JUDICIAL MAGISTRATE-II, KALAYA ORAKZAI
Case Title: Muhammad Taimur 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 02	24.12.2024	<p>None present for the State. Accused/petitioner in person present. Record received.</p> <p>Vide this order the Court intends to dispose of the instant Superdari petition filed by petitioner Muhammad Taimur son of Hashim Ali Khan, resident of Qom Feroz Khel, Tappa Qeemat Khel, Sayed Kahlil Baba, Tehsil Lower, District Orakzai who is seeking return of one Motorcycle Honda 125, registration no. FB 6796/Kohat, engine no. R179073 and chassis no. EA861257, previously taken into possession by local police of Police Station Kalaya, in case FIR no. 60 dated 22.07.2024 under sections 324/427/34 of Pakistan Panel Code.</p> <p>Arguments already heard and record perused.</p> <p>Brief facts of the case are that case property in shape of Motorcycle in question was taken into possession by the local police in the above cited case. As per contents of FIR, the complainant in the instant FIR reported that on the day of occurrence, I alongwith my nephew Yasir Khan were going to Shaheen Public School Utman Khel, Orakzai, when we reached to the place of occurrence, one Kamran Khan and Irfan Ullah aimed pistol and signaled to stop motorcycle. We did not stop the motorcycle and in the meantime they started firing and we luckily escaped from the firing.</p> <p>Now the petitioner through instant application alleged that he is the real owner of motorcycle in question and seeks return of the same on superdari.</p> <p>Perusal of the recovery memo would reveal that motorcycle in question was recovered from the possession of</p>


MUHAMMAD JUNAID ALAM
Civil Judge / JM-II
Orakzai at Kalaya

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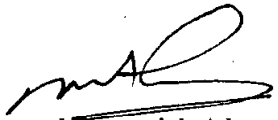
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Case Title: _____ Vs _____

complainant (brother of present petitioner) in the cited FIR. Record further reveals that one Muhammad Marjan son of Abdul Mateen is the first of owner of motorcycle in question. Today he appeared before the court and recorded his statement, wherein he stated that the motorcycle in question has previously been sold to the present petitioner. The record also shows that investigation has already been completed in the FIR case. Furthermore, there is no rival claimant present before the court. Furthermore, no such valid reason or sufficient cause has been disclosed by prosecution in order to dismiss instant application. Hence, keeping in view the aforesaid discussion instant Superdari petition is hereby **allowed** and petitioner Taimoor Khan is hereby directed to submit bonds worth Rs-150,000/- with two local and reliable sureties, each in like amount to the satisfaction of SHO police station Kalaya Orakzai. After submission of bonds, Motorcycle in question be handed over to the petitioner Taimoor Khan. The petitioner is directed not to sell or dispose of or change the color or very nature of the said vehicle till the disposal of the trial/case. Police record be returned forthwith. File be consigned to the record room after its necessary completions.

Announced
24.12.2024


Muhammad Junaid Alam,
Judicial Magistrate -II,
Tehsil Court Kalaya, Orakzai