

**IN THE COURT OF BAKHT ZADA ADDITIONAL SESSIONS JUDGE-I,**  
**ORAKZAI AT BABER MELA**

Bail Application No : 26/04 of 2024  
Date of Institution : 17.12.2024  
Date of Decision : 20.12.2024

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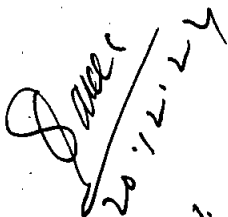
**ORDER NO. 06**  
**20.12.2024**

Sr. PP, Abul Qasim for the State present.

Complainant absent. Mr. Noor Karim Khan Advocate  
for accused/petitioner present. Record received.  
Arguments heard and record gone through.

2. The accused/petitioner namely, Akhtar Munir  
S/O Sultan Gul, R/O Qaum Sheikhan, Village Kach  
Mela, District Orakzai is seeking his post arrest bail in  
case FIR No. 67, Dated 02.12.2024, registered U/S  
364A/506/511 PPC, registered at Police Station Mishti  
Mela.

3. Facts of the case as per Naqalmaid No. 08, dated  
30.11.2024, complainant namely Hamza S/O Hanif  
Ullah submitted written application to SHO, PS Mishti  
Mela on 30.11.2024 at 1400 hours wherein he stated  
that belongs to Qaum Sheikhan, Tappa Bazid Khel,  
Village Rangeen Khel and he is a student of class 7<sup>th</sup> at  
Islamia Collegiate Public School and use to go to  
school early in the morning and return home back after  
the school time. That on 29.11.2024, Friday at  
11:10AM, he was on his way to his home along with  
his class fellow namely Salman Khan S/O Qabil Shah  
and when reached near Degree College, Sheikhan,

  
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Salman Khan seated at the bank of the road for passing urine, meanwhile at 1130 hours accused Akhtar S/O Sultan R/O Kach Mela came out of the main gate of degree college. He slapped the complainant and caught hold of his shirt and was dragging him inside on which his friend Sulaiman interfered, but the accused/petitioner Akhtar closed the main gate of the college and take the complainant forcibly with him. Thereafter, accused/petitioner Akhtar called someone through his cell phone and informed them that he has confined the complainant inside the room. May be the accused have some malice intention. Later on, friend of the complainant made hues and cries on the road, on which some people boarded in the vehicle entered the college. Akhtar opened the room on seeing the people and aimed his pistol at the complainant to go straight to home after that he decamped from the spot and the complainant was saved by one Izat Ullah S/O Jamil Khan and take him to his house in his vehicle. That complainant alleged that they have got no enmity with the accused/petitioner. He further stated that he does not know that why and at whose instigation he was kidnapped. Later on, at the conclusion of inquiry U/S 157(i) Cr. PC, the instant FIR was lodged.

*Sac*  
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4. Arguments heard and available record perused which shows that the occurrence has taken place on 29.11.2024 at 11:30AM, while the report is made on 30.11.2024 at 1400 hours with the delay of more than

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24 hours. The perusal of record further shows that the application dated 30.11.2024 has been submitted to SHO by the principal of Islamia Collegiate Public School and College, Mishti Mela and lacking the signatures of the complainant or his other family members. That the reason for delay has not been explained in the report and when the complainant was taken to his home, why his family member did not report the matter to the police. All these facts and circumstances makes the case against the accused/petitioner one of further inquiry, I, therefore, accept the instant bail petition. Accused/petitioner be released on bail subject to furnishing bail bonds of Rs. 100,000/- with two sureties each in the like amount to the satisfaction of this court.

5. Copy of this order be placed on police/judicial file. Case file be consigned to the record room after its necessary completion and compilation while record be returned to the quarter concerned.

**Announced**  
20.12.2024

*Saeed*  
20.12.24

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Additional Sessions Judge-I, Orakzai  
at Baber Mela