

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

Bail Application No : 30/4 of 2024  
Date of Institution : 19.12.2024  
Date of Decision : 21.12.2024

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ORDER No. 04

21.12.2024

Sr. PP, Abul Qasim for the State present. Mr.

Sana Ullah Khan Advocate present for  
accused/petitioner. Record received. Arguments heard  
and record gone through.

2. The accused/petitioner namely, Gulfam Ahmed  
S/O Mehrban after rejection of his bail by the learned  
Judicial Magistrate-II, Kalaya vide his order dated  
16.12.2024 seeking in his post arrest bail in case FIR  
No. 66, Dated 02.12.2024, U/S 381/411 PPC,  
registered at Police Station Mishti Mela.

3. Facts of the case are that, complainant Razman  
Khan has charged unknown accused in the FIR for  
stealing his motorcycle Honda 125cc, Model 2024, red  
colour, engine No. Y171377 and chassis No.  
FG171265 which he had parked outside his home,  
while he was inside.

*Javeri*  
21.12.24  
BAKHT ZADA  
Addl. District & Sessions Judge-1,  
Orakzai at Hangu

Arguments heard and available record perused  
which shows that initially unknown accused were  
charged for the commission of the offence, but on the  
same day later on the accused/petitioner was arrested  
and the stolen motorcycle was recovered from his  
possession and thereafter Section 411 PPC was added.

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There is no previous record of the accused/petitioner regarding his involvement in such like cases. The punishment provided for the offence with which the accused/petitioner is charge does not fall within the ambit of prohibitory clause of Section 497 Cr. PC. Furthermore, complainant Razman Khan present in the court, who recorded his statement in the court. According to him, he has got no objection on release of the accused on bail and that he has affected compromise with the accused/petitioner. Copy of his CNIC is Ex. PA, while compromise deed is Ex. PB. I, therefore, accept the instant bail petition. Accused/petitioner be released on bail subject to furnishing bail bonds in sum of Rs. 80,000/- with two sureties each in the like amount to the satisfaction of this court. The sureties must be local, reliable and men of means.

5. As the record is not received to this court in the instant bail petition. Naib court of this court is directed to place the copy of this order on police. Case file be consigned to the record room after its necessary completion and compilation.

**Announced**  
21.12.2024

*Qaileci*  
*21.12.24*

**BAKHT ZADA**  
Additional Sessions Judge-I, Orakzai  
at Baber Mela