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**MEWA KHAN VS STATE**

FIR no. 12, dated 11.03.2025, u/s 427/447/506/148/149 PPC, PS  
Mishti Mela

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

Bail Application No : 32/04 of 2025  
Date of Institution : 08.03.2025  
Date of Decision : 17.11.2024

**MEWA KHAN ETC VS THE STATE**

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**ORDER**  
17.11.2024

Sr. PP, Abul Qasim for the State present.

Complainant Abid Khan present in person.

Accused/petitioners, (1) Mewa Khan s/o Noor Asghar  
(2) Yousaf Khan s/o Nuran Gul (3) Tabib Jan s/o Lal  
Bar and (4) Aman Ullah s/o Jan Akbar along Mr.  
Ahamd Nadeem Advocate present.

(2). Accused/petitioner, (1) Mewa Khan s/o Noor  
Asghar (2) Yousaf Khan s/o Nuran Gul (3) Tabib Jan  
s/o Lal Bar and (4) Aman Ullah s/o Jan are seeking  
confirmation their pre-arrest bail in case FIR no. 30,  
dated 12.11.2024 u/s 427/447/506/148/149 PPC of  
police station Ghiljo.

*Done*  
17.11.24  
**BAKHT ZADA**  
Addl: District & Sessions Judge-1,  
Orakzai at Harigu

(3). Facts of the case are that complainant Abid Khan  
vide mad No. 10, dated 21.10.2024 reported the matter  
in the PS that on the eventful at 1830 hours he along  
with his cousin Akhtar Shah s/o Senam Shah went to  
see their property where they saw the  
accused/petitioners along with two other accused were  
found busy and cutting the Jangle trees, they were  
asked to refrain from doing so, but they refused to do

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so and in the meanwhile altercation took place with the accused/petitioners and Mewa Khan started aerial firing at the complainant and his cousin and hence the instant bail petition.

(4). Arguments heard and available record perused which shows that BBA is an extradentary relief which may be granted in exceptional circumstances. Primary object of the pre arrest as to save the innocent persons from the apprehension being arrested for a tainted purpose. The petitioner's is duty bound to establish on record existing on reasonable grounds leading to believe that he was not guilty of offence alleged against him, but no malafide is pointed out in the present case on the part of complainant as well as the prosecution, rather the accused/petitioners are directly charged in the FIR and previously another FIR has been registered against the complainant party. I am therefore not inclined to confirm the already granted Ad-interim pre arrest bail to the accused/petitioners consequently the same is recalled.

(6). Order announced. File of this court be consigned to record room after its completion and compilation. Copy of this order be placed on main file.

**Announced**  
17.03.2025

*Done 17.3.25*  
**BAKHT ZADA**  
Additional Sessions Judge-I, Orakzai  
at Baber Mela