

IN THE COURT OF BAKHT ZADA
ADDL: SESSIONS JUDGE-I/JUDGE SPECIAL COURT,
ORAKZAI
(AT BABER MELA)

SPECIAL CASE NO. : 12/JC OF 2024
DATE OF INSTITUTION : 12.12.2024
DATE OF DECISION : 20.03.2025

STATE THROUGH AFTAB HASSAN SHO, POLICE STATION
KUREZ BOYA.

.....(COMPLAINANT)

-VERSUS-

1. SURAT ALI S/O ANEES ALI, AGED ABOUT 16/17 YEARS, R/O
CASTE SEPOYE, TAPA LAKHKARI KHEL, DISTRICT KHYBER.

..... (ACCUSED FACING TRIAL)

Present: Sr. PP, Abul Qasim for the State.

FIR No. 45 **Dated:** 01.08.2024 **U/S:** 9 (d) of the Khyber
Pakhtunkhwa Control of Narcotic Substances Act, 2019
Police Station: Kurez Boya.

JUDGMENT
20.03.2025

The above-named accused is charged for the
offence u/s 9 (d) of the Khyber Pakhtunkhwa CNSA,
2019 vide FIR No. 45, dated 01.08.2024 of Police
Station Kurez Boya.

(2). Today, the case was fixed for prosecution
evidence, but the accused submitted an application for
disposal of his case on the basis of plead guilty for the
reasons that he is juvenile and daily wager and poor
persons, cannot afford the expenses of litigation, and
that being juvenile and first offender, lenient view may
be taken against him. Application is placed on file.

(3). Arguments heard and record gone through.

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CNSA 2019 | Police Station: Kurez Boya

- (4). Perusal of the case file reveals that the local police recovered 2000 grams each of Chars from the accused/ petitioner facing trial and co-accused Tasweer Ali, while they were on their way from Zira side towards Kohat on motorcycle. So, in view of his application for plead guilty, he is held guilty of the offence punishable u/s 9 (d) of the Khyber Pakhtunkhwa CNSA, 2019. Hence, he is convicted of the offence, but as the accused is first offender and juvenile. There is no record of his previous involvement in such like offences; therefore, he must have a chance of repentance and reformation. Keeping in view the aforementioned circumstances and the clean breast admission of the guilt of the accused, his poor financial status being juvenile and recovery of only 2000 grams of Chars from the accused has moved this court for taking a lenient view, instead of sentencing him at once, he is placed on probation for a period of One (01) year subject to the executing of bonds in the sum of Rs. 50,000/- with two sureties to the effect that the accused would commit no offence and to keep the peace and be of good behavior during the period of bond and to appear and receive the sentence, if called upon to do so during that period to the satisfaction of Probation Officer concerned. Case property i.e., Chars be

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destroyed in accordance with law after the period
provided for appeal/revision while the motorcycle has
already been returned to the co-accused on bail.

- (5). Judgment announced. File of this court be
consigned to record room after its necessary completion
and compilation.

Dated: 20.03.2025

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(BAKHT ZADA)

Addl; Sessions Judge-I/Judge Special
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CERTIFICATE

Certified that this judgment consists of three (03)
pages. Each page has been read, corrected wherever
necessary and signed by me.

Dated: 20.03.2025

Saeed
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Addl; Sessions Judge-I/Judge Special
Court, Orakzai at Baber Mela