

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

Bail Application No : 36/4 of 2025
Date of Institution : 03.04.2025
Date of Decision : 04.04.2025

ORDER
04.04.2025

DPP, Umar Niaz for the State present. Mr.

Khursheed Alam Advocate for accused/petitioner present. Record received. Arguments heard and record gone through.

2. The accused/petitioner namely, Khamin Ullah S/O Anar Badshah R/O Uthman Khel, Tehsil Lower, District Orakzai is seeking his post arrest bail in case FIR No. 27, Dated 29.03.2025, registered U/S 9-D CNSA, registered at Police Station Kalaya.

3. Facts of the case are that, Shal Muhammad SHO sent Murasila through constable Muhammad Irshad No. 336 according to which he along with constable Muhammad Irshad No. 336 and Alam Jan FC were on gasht near headquarter chowk. During Gasht a pedestrian was stopped being suspicion and his personal body search was conducted. One packet chars wrapped in yellow scotch tape was recovered from his Badda Shalwar. On weighing the same through digital scale, it came out to be 1000 grams. 10 grams chars were separated and sealed in parcel No. 1 for chemical examination; while remaining 990 grams chars were sealed into parcel No. 2. Video of the occurrence was


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prepared on the mobile phone through Constable Irshad Ali which was converted into USB and sealed into parcel No. 3. One stamp of "SH" was sealed into parcel, while 03 stamps were affixed on the parcel. The person disclosed his name as Khamin Ullah S/O Anar Badshah r/o Qaum Uthman Khel District Orakzai, who was found to be involved in the commission of offence. He was arrested at the spot. His card of arrest was prepared. Murasila along with card of arrest and recovery memo were sent to the PS for registration of instant FIR;

4. Arguments heard and available record perused which shows that allegedly the accused/petitioner is charged for having 1000 grams of chars in his possession. The police have not annexed any history sheet regarding involvement of accused/petitioner in such like offences with the record which suggest that the accused is first offender. The allegations levelled against the accused/petitioner are yet to be proved. The accused/petitioner has not confessed his guilt. FSL report is yet to be received. I, therefore, accept the instant bail application. Accused/petitioner be released on bail subject to submission of bail bonds in the sum of Rs. 100,000/- with two sureties each, each in the like amount to the satisfaction of court. The sureties must be local, reliable and men of means.

5. Copy of this order be placed on police/judicial file. Case file be consigned to the record room after its

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necessary completion and compilation while record be
returned back to the quarter concerned.

Announced
04.04.2025

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4.4.25

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Additional Sessions Judge-I, Orakzai
at Baber Mela