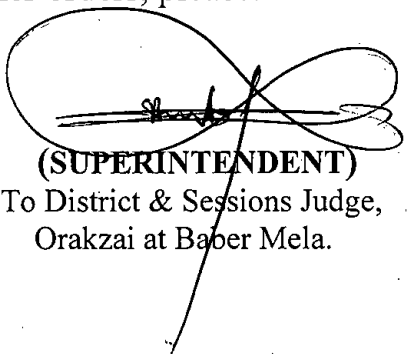
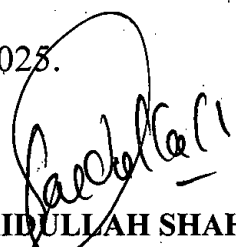
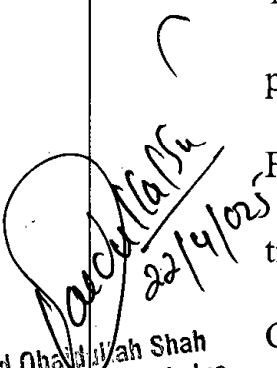
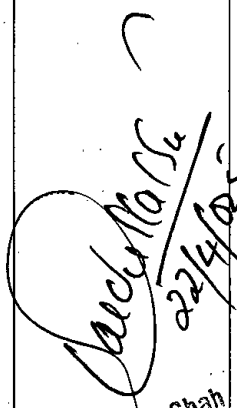


FORM OF ORDER SHEET

IN THE COURT OF DISTRICT & SESSIONS JUDGE, ORAKZAI AT BABER MELA

Case Title: Sharif Khan VS State

Serial No of order or proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary.
1	2	3
Superintendent Note	15.04.2025	<p>Criminal Misc: petition U/S 517 Cr.P.C presented by counsel, Muhammad Siraj Advocate, to the office of Superintendent. Put up before Honorable District & Sessions Judge Orakzai, for further orders, please.</p> <p> (SUPERINTENDENT) To District & Sessions Judge, Orakzai at Baber Mela.</p>
Order No.01	15.04.2025	<p>Registered. Notice be issued to the state and record of the case be requisitioned for 22.04.2025.</p> <p> (SYED OBAIDULLAH SHAH) Sessions Judge, Orakzai at Baber Mela</p>
Order No.02	22.04.2025	<p>DPP, Umar Niaz for the State present. Counsel for the petitioner also present. Record received.</p> <p>2. The above-named petitioner seeks return of motorcar bearing Registration No. BC-9203/Peshawar, Engine No. 3763504 and Chassis No. 9008171, Model 1999 of white colour, taken into possession by the local police in the subject case FIR, wherein, as per contents of FIR, the complainant acting on information regarding trafficking of narcotics via motorcar from Kurez to Chappar Mishti, set up a picket on the crime scene where at about 1900 hours, the spotted motorcar arrived there,</p> <p> 22/4/25 Syed Obaidullah Shah District & Sessions Judge Orakzai at Baber Mela</p>

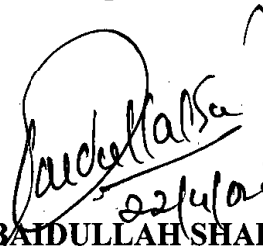
Serial No of order or proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary.
1	2	3
Contin. Order No.02	 22/4/23 Syed Obaidullah Shah District & Sessions Judge Orakzai at Baber Mela	<p>the driver of the vehicle was disembarked who disclosed his name as Shahid Ali (accused) and ten packets of opium weighing 11,000 grams and twenty packets of chars weighing 22,000 grams were recovered from hidden cavities in the vehicle.</p> <p>3. I heard arguments and perused the record.</p> <p>4. Perusal of the case file reveals that the petitioner claims the ownership of his impounded motorcar vide Certificate of Registration (Section 25(2) of Motor Vehicle Ordinance 1965), transfer letter and sale/purchase deed of 05.03.2020. It is also evident from the record that the motorcar in question was confiscated to the State vide Judgment of the predecessor of the undersigned on 05.03.2021 which was challenged before the august Peshawar High Court, Peshawar and the appeal was accepted, acquitting the convict/accused Shahid Ali.</p> <p>The petitioner was required to notify the registering authority regarding transfer of the ownership of the vehicle as mandated in Section 32 of the Khyber Pakhtunkhwa Motor Vehicle Ordinance, 1965, but he failed to do so rather the transfer letter annexed with the petition is empty/blank. During pendency of the trial, the petitioner has neither moved any application before the court for return of the motorcar nor this document or any</p>

(4)

IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA

Case Title: Shariy Khan VS State

FIR no. 26, Dated: 10-04-2020 u/s 9D CNBA, PS Kalaya

Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary.
1	2	3
Contin. Order No.02		<p>other conclusive documentary proof of legal ownership of the vehicle has been produced to the Investigation Officer besides the fact that the IO has neither inquired into the ownership of the motorcar nor other antecedents of the motorcar in question.</p> <p>It is also worth mentioning that a Cr. Misc. Petition No. 28/4 of 2021 had been filed before this Court by one, Wasim Ali for return of the aforesaid vehicle annexing the same registration certificate with a different sale/purchase deed which puzzles a prudent mind that how can two different persons be in possession of the same original registration documents.</p> <p>5. In light of the foregoing discussion, the petition for the release of the impounded vehicle is devoid of merit; hence, the application is accordingly dismissed.</p> <p>6. Order announced. File of this court be consigned to record room after its necessary completion and compilation.</p> <p>Dated: 22.04.2025</p> <div style="text-align: right;"> (SYED OBaidULLAH SHAH) Sessions Judge, Orakzai at Baber Mela</div>

