

IN THE COURT OF HAQ NAWAZ,  
SESSIONS JUDGE, ORAKZAI AT BABER  
MELA

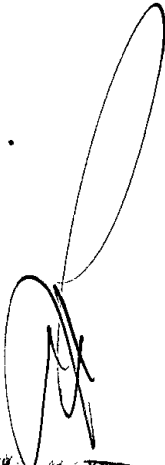
Bail Application No. : 71/4 of 2025  
Date of Institution : 20.06.2025  
Date of Decision : 26.06.2025

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ORDER

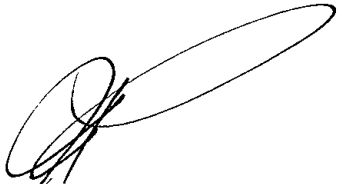
Aurangzeb Khan Advocate for accused/petitioner, Sr. PP, Abul Qasim for the State and Wahid Miraj Advocate for complainant present. Complainant present in person. I heard arguments and perused the record.

2. Accused/petitioner, **Khaista Akbar** s/o Noor Akbar seeks his post arrest bail in case FIR No. 48, Dated 12.06.2025, u/s 302/324/34 PPC of Police Station Mishti Mela. As per contents of FIR, the local police responding to information regarding presence of a dead body in DHQ Hospital, reached there and found the dead body of Abdul Sharif s/o Ghafoor Khan in the emergency room. The complainant, Sunab Khan (son of deceased) made a report that he and his deceased father were present at the spot of occurrence on the eventful day, where the accused/petitioner and co-accused Shaheen Akbar started firing at them from a nearby Nandar Naow at about 07:30 hours; as a result, his father got hit and died on the spot while he was fortunate to escape unharmed. Hence, the present FIR.

  
**Haq Nawaz**  
District & Sessions Judge  
Orakzai at Baber Mela

3. The learned counsel for the petitioner argued that there is a delay of 06 hours in lodging the FIR and the petitioner is of old age. He, therefore, requested for the release of petitioner on bail.
4. On the other hand, the learned Sr. PP assisted by counsel for the complainant argued that the petitioner is directly charged for the commission of offence. They, therefore, requested for dismissal of the petition.
5. After hearing both the parties and perusal of the record, it was found that the accused/petitioner is directly charged for the commission of offence falling under the prohibitory clause of Section 497 CrPC. The medical evidence supports the prosecution case. The motive is reported in the initial report that the parties had earlier enmity between them.
6. In such circumstances, the petitioner is not entitled to the concession of bail at this stage of the case. Therefore, the application is rejected.
7. Copy of this Order be placed on police/judicial file. File of this Court be consigned to record room after its necessary completion and compilation.

**Announced:**  
26.06.2025

  
**(HAQ NAWAZ)**  
Sessions Judge, Orakzai  
at Baber Mela