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COURT OF SENIOR CIVIL JUDGE/JM, ORAKZAI AT BABER MELA

Case Title: Safeer Ali VS State


Serial No of order or proceeding s	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
Order No. 03	31.05.2025	<p>Sr.PP for the state present. Accused/petitioner through counsel present. Record received.</p> <p>The petitioner namely Safeer Ali s/o Mir Majan, has applied for his post arrest bail in connection with case FIR No. 73, Dated: 29.07.2022, u/s 337A(ii),337F(i),447,34 PPC, registered in/PS: Kalaya, L/Orakzai.</p> <p>After hearing of arguments and perusal of the record I am of the opinion that most of the sections of law levelled against the accused/petitioner are bailable except section 337A(ii).</p> <p>As per medical report, injured Mastaj Ali bore deep wounds above right ear with visible bone which falls u/s 337F(ii), a non-bailable offence, for whom per the narration other co-accused has been charged, not the petitioner. Present accused is missing from the site plan. Rest of the sections charged are mostly bailable and carry shorter terms.</p> <p>Law, by default, sides with bail rather than jail. Only when the commission of crime is sufficiently probable, and the nature and gravity of the alleged offence makes the accused person a flight risk or threat to the community, is bail to be withheld.</p>


IJAZ MAHSOOD
Senior Civil Judge, JM
Orakzai at Baber Mela

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Order No. 03 continued	31.05.2025	<p>In the given circumstances, when the there is so much to inquire into the allegations, the court is inclined to admit the accused persons to bail subject to payment bonds to the tune of Rs.70,000/- with 02 sureties in the like amount to the satisfaction of this court.</p> <p>File be consigned to the record room after its necessary completion and compilation.</p> <p><u>Announced</u> 31.05.2025</p> <p style="text-align: right;"> Ijaz Mahsood Senior Civil Judge/JM, Orakzai (at Baber Mela)</p>
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