

SADIQAIN VS THE STATE

FIR No. 55, Dated 02.07.2025, u/s 9 (1) 3 (e) CNSA,

POLICE STATION: MISHTI MELA

IN THE COURT OF HAQ NAWAZ,SESSIONS JUDGE/JUDGE SPECIAL COURT, ORAKZAIAT BABER MELA

Bail Application No. : 96/4 of 2025


Date of Institution : 22.07.2025

Date of Decision : 25.07.2025

ORDER

Mukhtar Ali Advocate for accused/petitioner and Sr. PP, Abul Qasim for the State present. Record received. I heard arguments and perused the record.

2. Accused/petitioner, **Sadiqain** s/o Tankha Baz seeks his post-arrest bail in case FIR No. 55, Dated 02.07.2025 registered u/s 9 (1) 3 (e) CNSA of Police Station Mishti Mela. As per contents of FIR, the complainant, Muhammad Younas SHO along with other police contingents were present on a picket on the crime scene, when a blue Vitz motorcar on the way from Mishti came there which was stopped at about 1100 hours. The motorcar was boarded by two persons who were disembarked. The complainant found a white bag beneath the driving seat of the motorcar wherefrom 05 packets of chars, wrapped in white scotch tape were recovered. Similarly, the complainant also recovered 10/10 packets of chars, wrapped in yellow scotch tape, from secret cavities in each of the motorcar's front doors. Likewise, he also recovered 05 packets of chars, wrapped in yellow scotch tape, from a secret cavity in the vehicle's rear



Haq Nawaz
District & Sessions Judge
Orakzai at Baber Mela

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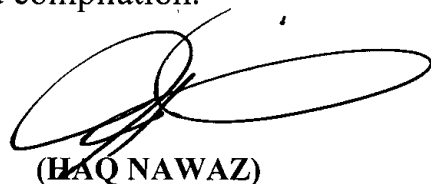
POLICE STATION: MISHTI MELA

door. A total of 30 packets of chars were recovered, each weighing 1200 grams, making a total of 36,000 grams. Hence, the present FIR.

3. After hearing both the parties and perusal of the record, it was found that the accused/petitioner was driving the vehicle having 36,000 grams of chars hidden in different parts of the vehicle and its rear seat besides the recovery from other sides of the vehicle and beneath the seat occupied by the petitioner. The offence falls within the prohibitory clause of Section 497 CrPC. Moreover, sufficient material is available on file which reasonably connects the accused/petitioner with the commission of offence of trafficking huge quantity of narcotics. Route certificate for FSL is also available on record. Hence, the accused/petitioner is not entitled for the concession of bail at this stage of the case. Accordingly, for the stated reasons, bail petition in hand stands dismissed being meritless.

4. 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:
25.07.2025



(HAQ NAWAZ)

Sessions Judge/Judge Special Court,
Orakzai at Baber Mela