

## FORM "A" FORM OF ORDER SHEET

IN THE COURT OF MUHAMMAD JUNAID ALAM, CIVIL JUDGE/JUDICIAL MAGISTRATE-II, KALAYA ORAKZAI

Case Title:

Vs

Case	: 1 Itie:	VS
Serial No of	Date of	Order or other Proceedings with Signature of Judge or
order or proceedings	Order Proceedings	Magistrate and that of parties or counsel where necessary
1	2	3
Order-02	10.07.2025	Accused/petitioner through counsel present. No one for
		complainant present, despite proper service. Record
		received.
		The accused/petitioner namely Badshah Khan son of
Civil 1110		Khialat Khan, resident of Qom Bezot, District Orakzai is
		seeking his post arrest bail in Case FIR No.77 dated:
		05.07.2025 under sections 324/427/34 Pakistan Panel
		Code, 1860, Police Station Kalaya, District Orakzai.
	$\bigcirc$	Arguments of learned counsel for accused/petitioner
		heard.
	JUNAID ALAM	Although, accused/petitioner is directly and by name
	at Kalaya	charged in the FIR by the complainant and the punishment
		for the offence under section 324 Pakistan Panel Code,
		1860 falls within the ambit of prohibitory clause of Section
		497 Cr. PC, however, record shows that accused/petitioner
		along with co-accused are nominated in the FIR by the
		complainant without disclosing any source of information
		regarding involvement of the accused in the commission of
		the offence. Accused have not been arrested at the spot.
	•	Furthermore, no independent eyewitness of the occurrence.
		Moreover, medico legal report does not support the version
		of prosecution. It is not clear from the medical report that

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> the injury was caused by firearm. No one is specifically charged for causing the injury to complainant/injured. Investigation completed already accused/petitioner is no more required to the local police for further investigation and no useful purpose would be served by keeping the accused/petitioner behind the bar. Consequently, the case of further inquiry, therefore, application in hand is allowed. Petitioner be released on bail, if not required in any other case, subject to furnishing bail bonds in the sum of Rs. 100,000/- (One lac) with two sureties each in the like amount to the satisfaction of this court. Copy of this order be placed on police as well as judicial record. Record be returned back to the quarter concerned.

> File of this court be consigned to record room after necessary completion and compilation.

Announced 10.07.2025

Muhammad Junaid Alam, Judicial Magistrate-II,

Tehsil Court Kalaya, Orakzai