

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

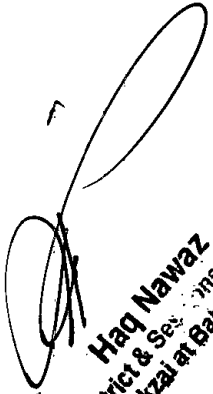
Bail Application No : 122/4 of 2025  
Date of Institution : 28.08.2025  
Date of Decision : 03.09.2025

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ORDER

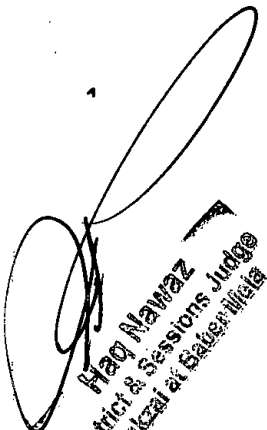
Mr. Akif Saeed and Muhammad Haroon  
Advocates for accused/petitioner appeared through  
Zoom from Kalaya. Sr. PP, Abdul Qasim for the  
State present. Complainant produced in custody.  
Mr. Sana Ullah Khan Advocate present and  
submitted Wakalatnama on behalf of complainant.  
I heard arguments and perused the record.

2. Accused/petitioner, **Yad Wali** s/o Daulat Khan  
seeks his post arrest in case FIR no. 83, dated  
25.07.2025, u/s 324/184/149 PPC of Police Station  
Kalaya. As per contents of FIR, the local police  
responding to information regarding the incident,  
rushed to THQ Hospital Kalaya on 25.07.2025 and  
found the injured Zakir Ullah and Muhammad  
Akhlaq in the emergency room. The  
complainant/mediator Malik Ameen reported the  
matter to the police at about 1830 hours that he  
along with Raib Khan, Ameen Khan and Shahzad  
were present with the opponent parties to settle

  
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their land dispute on the eventful day but the settlement failed rather a squabble started between the parties and they assaulted each other with stones at about 1800 hours; as a result, Ziarat Gul, Asad Ullah, Khan Zada, Wahid Gul and Raib Khan sustained injuries. The complainant further reported that the accused Shahzad Khan, Asal Khan, Muhammad Tayyab and Molat Khan made firing with Kalashnikovs which resulted in the injuries of Zakir Ullah and Muhammad Akhlaq. The motive behind the occurrence was a dispute over the landed property.

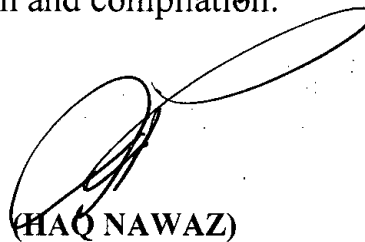
3. On the same day, the complainant Saifoor Khan, vide Daily Diary No. 16 of 25.07.2025, made a report to the police at about 1840 hours that they along with Malik Ameen, Abdul Rauf, Panoos and Mian Khel were present to settle a land dispute when a squabble started between them at about 1810 hours and the accused Malik Ameen, Dilap Khan, Panoos, Zamin Khan, Mian Khel, Muhammad Doran, Raib Khan and Abdul Rauf attacked the complainant party with sticks and stones; as a result, Ziarat Gul, Asad Ullah, Khan Zada and other persons sustained injuries. He

  
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further reported that the accused made firing upon them but they luckily escaped unhurt.

4. After hearing both the parties and perusal of the record, it was found that though the accused/petitioner is not directly nominated in the FIR but he is specifically charged by the injured Muhammad Doran in his statement recorded under Section 161 CrPC for causing injury to him. The medical evidence supports the case of prosecution. According to which, the injured Muhammad Doran sustained grievous injury. Hence, the accused/petitioner is not entitled to the concession of bail at this stage; therefore, his application for post-arrest bail is turned down.
5. 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:**  
03.09.2025



(HAQ NAWAZ)  
Sessions Judge, Orakzai  
at Baber Mela