

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

Petition No... ..59/SA of 2025.

Date of institution.....10.10.2025.

Date of decision.....15.10.2025.

Order...02
15.10.2025

Sr. PP for the state present. Petitioner Zubair Ahamad along with counsel present. Record received. Arguments heard and record perused.

Petitioner namely Zubair Ahmad S/O Muhammad Wali R/O Qaum Feroz Khel, Tappa Jaisal Khel Goeen, District Orakzai is seeking return of motorcar Model 2012, bearing registration No. ORK-1001, Engine No. IKR-FE996 and Chassis No. KGC30- 0058454 taken into possession by the local police in case FIR No. 49, dated: 14.09.2025 U/S 15AA, Police Station Kurez Boya.

Record reveals that motorcar in question was taken into possession by the local police in the above cited case and is in the custody of local police of PS Kurez Boya. Original registration book and purchase deed produced and returned after examination. Petitioner is last possessor of the said vehicle. There is no rival claimant of the vehicle. The vehicle is parked in open space which is likely to be rusted, damaged and deteriorated. Detention of vehicle in question in police custody for indefinite period would also achieve no useful purpose. Release of the vehicle on superdari to the petitioner will not create any vested right in his favor qua the vehicle as superdari is only a temporary arrangement for the custody of the property during pending inquiry/trial.

IJAZ MAHSOOD
 Senior Civil Judge JM
 Orakzai at Baber Mela

Contn:

(9)

Order No 2

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As petitioner is last possessor and the vehicle in question and the same is no more required to the local police for investigation, resultantly, the application is accepted and it is directed that the vehicle in question be handed over to the petitioner, subject to surety bonds to the tune of Rs. 1,000,000/- (ten lakh) with two sureties to the satisfaction of SHO Police Station concerned. Petitioner shall produce the same as and when required. Record be returned back to the quarter concerned. Copy of the order be placed on file.

The instant file be consigned to record room after completion and compilation.

Announced

15.10.2025



Ijaz Mahsood

Senior Civil Judge/JM,
Orakzai at Baber Mela