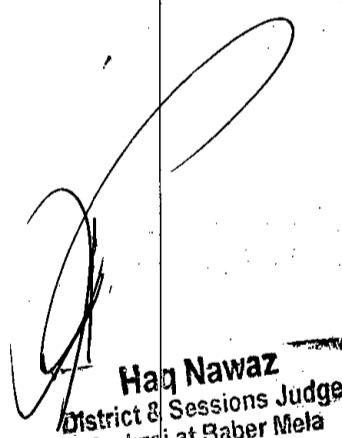


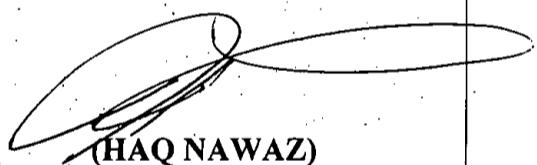
IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA

Case Title: Abdul Qadim vs Sh. etc

FIR no. \_\_\_\_\_, Dated: \_\_\_\_\_, u/s 145 CrPC, PS Kalaya

Serial No of order or proceedings	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. 06	17.12.2025	<p>Sr. PP for the state present. Petitioner through his son Asad Ullah present. Respondent No. 2 through Saqib Roshan Advocate present.</p> <p>File to come up for wakalatnama on 18.12.2025.</p> <p></p> <p>HAQ NAWAZ) District Judge, Orakzai at Baber Mela</p>
Order No.07	18.12.2025	<p>Sana Ullah Khan Advocate for petitioners present.</p> <p>Sr. PP, Abul Qasim for the State present. Syed Hamza Gilani Advocate present and submitted Wakalatnama on behalf of respondent No. 2.</p> <p>This revision petition was preferred against the order dated 08.11.2025 passed by the Court of learned Judicial Magistrate, Tehsil Courts Kalaya, in Case No. 2/145 of 2025 whereby a Local Commission was appointed for inspection of the disputed property in complaint u/s 145 CrPC.</p> <p></p> <p>Haq Nawaz District &amp; Sessions Judge Orakzai at Baber Mela</p> <p>After hearing both the parties and perusal of the record, it was found that according to section 539-B CrPC, any Judge or Magistrate may at any stage of any inquiry, trial or other proceeding, after due notice to the parties visit and inspect any place in which an offence is alleged to have been committed, or any other place which it is in his opinion necessary to view for the purpose of</p>

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1	2	3
		<p>properly appreciating the evidence given at such inquiry or trial, and shall without unnecessary delay record a memorandum of any relevant facts observed at such inspection.</p> <p>In view of the above section of law, only a Judge or a Magistrate can inspect the spot under the Criminal Procedure Code; hence, the appointment of an advocate as Local Commission for inspection of the spot was not in accordance with law. The revision petition is, therefore, accepted and the impugned order is set aside. File of this Court be consigned to record room after its necessary completion and compilation.</p> <p><b><u>Announced:</u></b> 18.12.2025</p> <p style="text-align: right;">           (HAQ NAWAZ)          Sessions Judge, Orakzai          at Baber Mela       </p>