

**IN THE COURT OF MUHAMMAD JUNAID ALAM JMIC-II, KALAYA,
ORAKZAI**

Bail Petition /4 of 2025.

Date of institution.....01.12.2025.

Date of decision.....03.12.2025.

Order.No.03

03.12.2025

Relative of accused/petitioner present. Record received.

On 02.12.2025, complainant stated at the bar that he has affected compromise with accused/petitioner outside the court and has pardoned the accused in the name of Almighty Allah. He has got no objection if accused/petitioner is released on bail. To this effect his statement was also recorded. Statement was also duly thumb impressed by complainant. Photocopy of his CNIC and compromise deed is already exhibited as Ex-PA & as Ex-PB.

Accused/petitioner namely Aziz-ur-Rehman S/O Hakeem Khan, R/O Qoum Mula Khel, Tehsil Upper District Orakzai is seeking his post arrest bail in case FIR No. 16 Dated: 17.10.2025 U/S 324 PPC PS Dabori Orakzai.

Offence is compoundable and the complainant has pardoned the accused. In plethora of judgments of the superior courts, it is held that the factum of compromise could be considered as a ground for grant of bail in the interest of justice and equity. When complainant is not

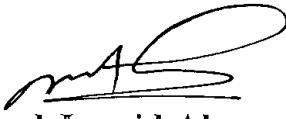
MUHAMMAD JUNAID ALAM
Civil Judge / JM-II
Orakzai at Kalaya

willing to prosecute the accused any further, the court would not compel the parties to do so as "you can take the horse till the water but you cannot make him drink".

Resultantly, application in hand is allowed. Accused/petitioner be released on bail on sole ground of compromise subject to furnishing bail bonds in the sum of Rs. 100,000/- with two reliable 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 sent back to the quarter concerned forthwith, while file of this court be consigned to record room after necessary completion and compilation.

ANNOUNCED:

03.12.2025



Muhammad Junaid Alam
JMIC-II, Tehsil Court,
Kalaya Orakzai.