

BA No. 192/4 of 2025

MUHAMMAD NADEEM VS THE STATE

FIR No. 110, Dated 14.11.2024, u/s 9 (d) CNSA,

Police Station: Kalaya

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

Bail Application No. : 192/4 of 2025

Date of Institution : 26.11.2025

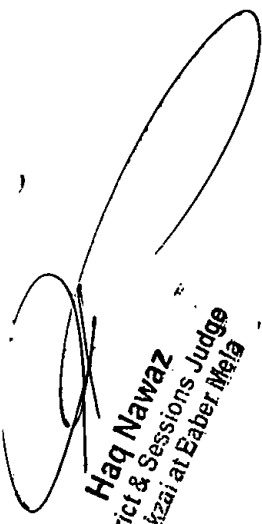
Date of Decision : 19.12.2025

ORDER

Sana Ullah Khan Advocate for accused/petitioner and Sr. PP, Abul Qasim for the State present. I heard arguments and perused the record.

2. Accused/petitioner, **Muhammad Nadeem** s/o Surat Khan seeks his post-arrest bail in case FIR No. 110, Dated 14.11.2024 registered u/s 9 (d) of the Khyber Pakhtunkhwa Control of Narcotic Substances Act, 2019 of Police Station Kalaya. As per contents of FIR, the complainant, SHO Nasir Ahmad along with other police personnel, during surveillance duty of the area, laid a barricade on main road leading from Syed Khalil to Zera on 14.11.2024 when a Honda-125 motorcycle coming from Syed Khalil was stopped at 1350 hours. The motorcyclist was having a white plastic bag in his lap. From the said bag, the complainant recovered 11 packets of chars from each wrapped in yellow scotch tape and weighing 1000 grams, making a total of 11,000 grams of chars. Hence, the present FIR.

3. After hearing both the parties and perusal of the record, it was found that the accused/petitioner is


Haq Nawaz
District & Sessions Judge
Orakzai at Baber Mela

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charged for the offence falling within the prohibitory

clause of Section 497 CrPC. A huge quantity of

narcotics of 11,000 grams was recovered from a bag

lying in his lap on a motorcycle. So far, the USB and

videography of the occurrence is concerned, the

potential evidentiary significance of videography

recording in recovery proceedings may be treated as

corroborative or circumstantial evidence to be duly

assessed during the course of trial. It is a settled

proposition in criminal jurisprudence that at the bail

stage, the Court must refrain from embarking upon a

detailed or microscopic evaluation of the evidence.

4. In view of the above facts, the accused/petitioner is not entitled for the concession of bail at this stage of the case. Accordingly, for the stated reasons, bail petition in hand stands dismissed being meritless.

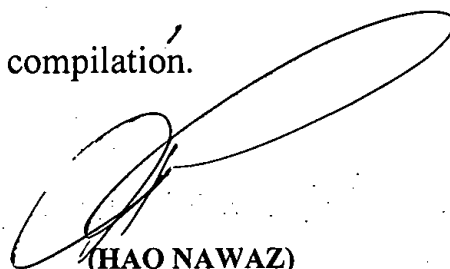
5. Copy of this Order be placed on police/judicial file.

File of this Court be consigned to record room after

its necessary completion and compilation.

Announced:

19.12.2025



(HAQ NAWAZ)

Sessions Judge/Judge Special Court,
Orakzai at Baber Mela