

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

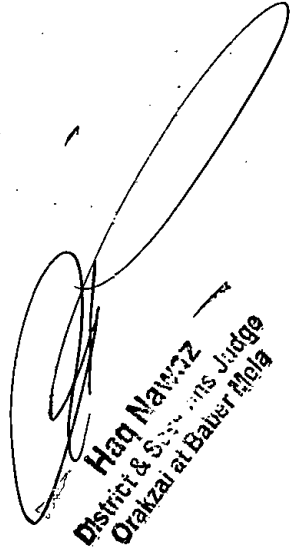
Bail Application No. : 2/4 of 2026  
Date of Institution : 03.01.2026  
Date of Decision : 09.01.2026

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**ORDER**

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

2. Accused/petitioner, **Qadir Khan** s/o Nadir Khan seeks his post-arrest bail in case FIR No. 106, Dated 30.12.2025 registered u/s 9 (1) 3 (e) CNSA of Police Station Mishti Mela. As per contents of FIR, the complainant, SHO Shal Muhammad along with other police contingents, during surveillance duty of the area, received spy information regarding smuggling via motorcar bearing Registration No. NDP-1274/Orakzai. Upon this information, the complainant laid a barricade on main road leading from Mishti Mela to Kalaya on 30.12.2025 when a blue motorcar arrived there at about 1810 hours. The vehicle was stopped which was boarded by two persons who were disembarked. The driver of the vehicle disclosed his identity as Qabil Khan s/o Laiq Shah whereas the other person disclosed his name as Qadar Khan s/o Nadir Khan. The complainant found

  
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03 white bags inside the trunk of the vehicle after opening its tailgate (trunk-lid). From each bag, the complainant recovered 10,000 grams of chars.

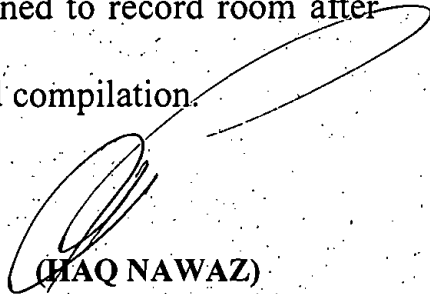
Hence, the present FIR.

3. After hearing both the parties and perusal of the record, it was found that a huge quantity of chars has been recovered from the vehicle, which was boarded by the accused/petitioner at the relevant time and thus the same is prima facie to be considered in his conscious knowledge. The offence is punishable with imprisonment for life; thus, the same falls within the prohibitory clause of section 497 CrPC. All these facts disentitle the accused/petitioner from the concession of bail at this stage of the case. Accordingly, for the stated reasons, bail petition in hand stands dismissed being meritless.

4. 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:**  
09.01.2026

  
**(JIAQ NAWAZ)**  
Sessions Judge/Judge Special Court,  
Orakzai at Baber Mela