

BA NO. 1/4 OF 2026
WARIS KHAN VS THE STATE
FIR NO. 30, DATED: 27.11.2025, U/S 364-A/34 PPC,
POLICE STATION: GHILJO
IN THE COURT OF HAQ NAWAZ,
SESSIONS JUDGE, ORAKZAI AT BABER
MELA

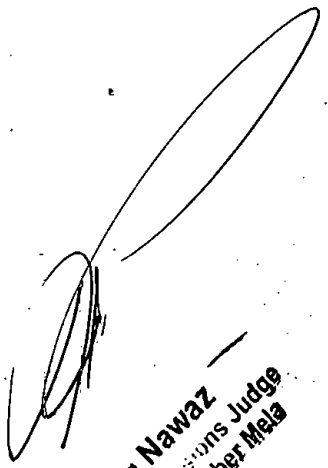
Bail Application No. : 1/4 of 2026
Date of Institution : 02.01.2026
Date of Decision : 21.01.2026

ORDER

Accused/petitioner present through his relative.

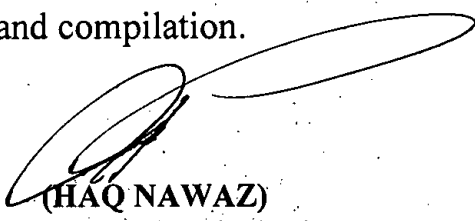
Arguments already heard and record perused.

2. Accused/petitioner, **Waris Khan** s/o Zeena Gul seeks his post arrest bail in case FIR No. 30, Dated 27.11.2025, u/s 364-A/34 PPC of Police Station Ghiljo. As per contents of the FIR, the complainant, Abdul Qayyum reported to the local police at 1030 hours vide Daily Diary No. 09 of 19.11.2025 that her niece Mst. Muqadas went missing on 17.11.2025 at 1630 hours. He along with his relatives went and searched her but they could not find her. He charged unknown accused for kidnapping of his niece. The complainant, after the search of his niece and investigation, has satisfied himself that the accused Ihsan Ullah along with five other unknown accused have abducted his niece. He later on recorded his statement u/s 164 CrPC on 16.12.2026 wherein he charged the accused/petitioner along with others for kidnapping and murdering his niece Mst. Muqadas.


Haq Nawaz
District & Sessions Judge
Orakzai at Baber Mela

3. After hearing both the parties and perusal of the record, it was found that neither the accused/petitioner is directly charged in the FIR nor any recovery was effected upon his pointation. The only role attributed to the petitioner, as narrated in his own statement as well as in statement of the co-accused, is giving information to the complainant regarding safe return of the abductee minor. The learned counsel for the complainant could not point out further role of the petition in the commission of offence during the course of arguments. These facts make the case one of further inquiry.
4. Hence, in view of what is discussed above, the accused/petitioner is admitted to bail subject to submission of bail bonds to the tune of Rs. 200,000/- with two sureties each in the like amount to the satisfaction of this Court. The sureties must be local, reliable and men of means.
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:
21.01.2026


(HAQ NAWAZ)
Sessions Judge, Orakzai
at Baber Mela