

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

Bail Application No. : 27/4 of 2026

Date of Institution : 07.02.2026

Date of Decision : 09.02.2026

ORDER

Shaheen Muhammad Advocate for accused/petitioner

and Sr. PP, Abul Qasim for the State present. Record

received. Arguments heard and record perused.

2. Accused/petitioner, **Abdul Raziq** s/o Said Rehman seeks his post-arrest bail in case FIR No. 101, Dated 17.12.2025 registered u/s 11 (1) 4 (c) CNSA of Police Station Mishti Mela. As per contents of FIR, the complainant, SHO Shal Muhammad along with other police contingent, during surveillance duty of the area, laid a barricade on main kacha road leading from Mishti Mela to Kada Bazar on 17.12.2025 when a motorcycle riding by three persons arrived there at 1440 hours. They were disembarked. The motorcycle was driven by Khan Wazir. During his personal search, the complainant recovered a plastic envelope from his side pocket wherefrom he recovered 120 grams of ICE. Similarly, the complainant also recovered a plastic envelope containing 115 grams of ICE from the side pocket of accused Rafi Ullah. In the same manner, a plastic envelope containing 65

Haq Nawaz
District & Sessions Judge
Orakzai at Baber Mela

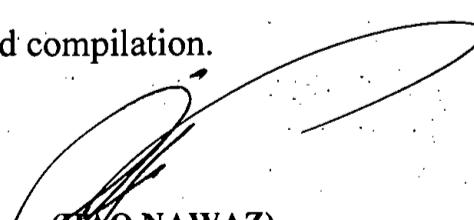
grams of ICE was recovered by the complainant from the side pocket of accused/petitioner Abdul Raziq. Hence, the present FIR.

3. After hearing both the parties and perusal of the record, it was found that though the accused/petitioner is directly nominated in the FIR and 65 grams of ICE has been recovered in the instant case. However, the offence does not attract the prohibitory clause of section 497 Cr.P.C. The co-accused with similar role has already been admitted to bail; therefore, the accused/petitioner is also entitled to the concession of bail on the basis of rule of consistency.

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. 50,000/- 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:
09.02.2026


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