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

Bail Application No.	:	34/4 of 2026
Date of Institution	:	13.02.2026
Date of Decision	:	16.02.2026

ORDER

Accused/petitioners present through his relative. Sr. PP, Abul Qasim for the State present. Complainant present through his counsel. Arguments of counsel for the accused/petitioners already heard while arguments of counsel for the complainant heard and record perused.

2. Accused/petitioners, **Muhammad Tariq** s/o Khial Mat Sher and **Zahid Ullah** s/o Aqal Badshah seek their post arrest bail in case FIR No. 95, Dated 13.11.2025, u/s 324/337-A(i)/427 PPC of Police Station Mishti Mela. As per contents of FIR, the local police, while responding to information regarding the incident, reached to DHQ Hospital, Mishi Mela on 13.11.2025 and found the injured of Rahim Ullah s/o Ashraf Khan in the emergency room. He reported the matter at 1730 hours that he went to a nearby village for grocery on the eventful day and upon reaching the place of occurrence, the accused Muhammad Sadiq and Amjad Khan duly armed were already present. The

Haq Nawaz
District & Sessions Judge
Orakzai at Baber Mela

accused Muhammad Sadiq grabbed him from his color while the accused Amjad Khan made firing upon him; as a result, he sustained injury on his right thigh.

3. On the same day, Muhammad Kashif reported the matter at 1750 hours vide Daily Diary No. 16 in the emergency of DHQ Hospital Mishti Mela that he was present in his shop on the eventful day at 1650 hours when the accused/petitioners came there, started hue and cry and attacked the complainant. The accused/petitioner Tariq caused head injury to the complainant while the firing of accused/petitioner Zahid Khan damaged a Pick-Up bearing No. 1428/Kohat.

Haq Nawaz
District & Sessions Judge
Orakzai at Baber Mela

4. After hearing both the parties and perusal of the record, it was found that though the accused/petitioner is directly charged for causing firearm injury to the complainant and damaging a vehicle. However, as per medico legal documents available on file, the complainant received injuries with a sharp object which is simple in nature. This fact makes the case one of further inquiry. The accused on the opposite side, charged in the FIR No. 95, have been admitted to bail by the learned Judicial Magistrate being cross version of the

present DD No. 16. Hence, it is yet to be determined at the trial stage that which party was aggressor and which was aggressed upon.

5. Hence, in view of what is discussed above, the accused/petitioners are admitted to bail subject to submission of bail bonds to the tune of Rs. 100,000/- with two sureties each, each in the like amount to the satisfaction of this Court. The sureties must be local, reliable and men of means.

6. 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:
16.02.2026

(HAQ NAWAZ)
Sessions Judge, Orakzai
at Baber Mela