

(B)

Muhammad Din etc. vs State

I IN THE COURT OF SENIOR CIVIL JUDGE/JM, ORAKZAI

Bail Petition64/04 of 2026.

Date of institution.....20.07.2026.

Date of decision.....21.07.2026.

Order.02

21.07.2026

Sr.PP for the state present. Record received. Arguments heard and record perused.

Accused/petitioners namely Muhammad Din s/o Reham Khan and Tahir son of Mehrab Khan both r/o Qaum Aka Khel District Khyber are seeking their post arrest bail in case FIR No. 38 dated: 16.07.2026 U/S 17/18 KPCNSA, Police Station Kurez, District Orakzai.

Record shows that the offence with which accused/petitioners are charged does not fall within the ambit of prohibitory clause of Section 497 Cr. PC. In such like cases grant of bail is a rule and refusal an exception. No extra ordinary circumstances exist to justify departure from the said rule. There is no criminal history of accused/petitioners. There is nothing on record which could show that accused/petitioners are previous convict in such like cases. No direct recovery of any narcotic substance has been affected from the possession of the petitioners. Furthermore, the FSL report is not available on record, and there is no eye-witness connecting the petitioners with the alleged commission of the offence. Accused/petitioners have not confessed their guilt before the

TJAZ MAHSOOD
Senior Civil Judge/JM
Orakzai at Baber Mela

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court. Investigation has already been completed and accused/petitioners are no more required to the local police for investigation.

Resultantly, application in hand is allowed. Petitioners be released on bail subject to furnishing bail bonds in the sum of Rs. 70,000/- (Seventy thousand) with two sureties each in the like amount to the satisfaction of this court. Copy of this order be placed on police as well as judicial record.

File of this court be consigned to record room after its necessary completion and compilation.

Announced:
21.07.2026



Ijaz Mahsood
Senior Civil Judge/JM,
Orakzai at Baber Mela