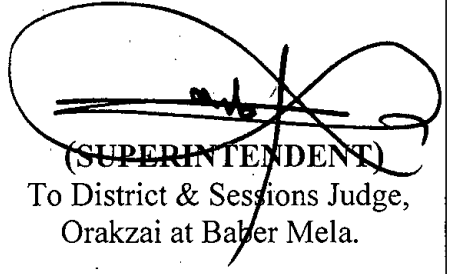
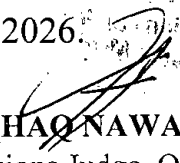


FORM OF ORDER SHEET

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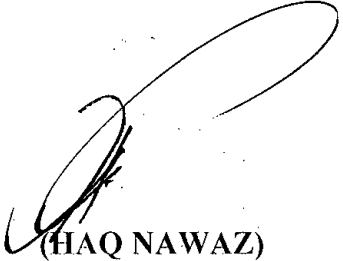
IN THE COURT OF DISTRICT & SESSIONS JUDGE, ORAKZAI AT BABER MELA

Case Title: Aqib Ullah VS State.

Serial No of order or Proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary.
1	2	3
Superintendent Note	15.07.2026	BA presented through representative of counsel Muhammad Abdullah Advocate to the office of Superintendent. Put up before Honorable District & Sessions Judge Orakzai, for further orders, please.  (SUPERINTENDENT) To District & Sessions Judge, Orakzai at Baber Mela.
Order No.01	15.07.2026	It be registered. Notice be issued to the state/complainant and record be requisitioned for 17.07.2026.  (HAQ NAWAZ) Sessions Judge Orakzai at Baber Mela
Order No.02	17.07.2026	Sr. PP, Abul Qasim for the state present. Petitioner through counsel present. Record not received. Be requisitioned for 18.07.2026.  (HAQ NAWAZ) Sessions Judge, Orakzai at Baber Mela / /

Serial No of order or proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary.
1	2	3
Order No.03	18.07.2026	Sr. PP, Abul Qasim for the state present. Counsel for the petitioners present. Arguments heard and record perused. This application and application No. BA. 166/04 of 2026 were submitted by the petitioners Aqib Ullah and Hamraz Khan for their release on bail in case FIR No. 94, dated 11.07.2026, registered at PS Kalaya, u/s 9(i)3 (d) CNSA. According to the averments of the FIR, the local police intercepted vehicle No. 8490 on spy information at main road Mandara Khel on 11.07.2026 at 07:30 hours. Both the accused were found in the vehicle. The driver disclosed his name as Hamraz Khan whereas the front seater disclosed his name as Aqib Ullah. The seizing officer recovered 06 packets of chars from a secret cavity under the driver seat which were found to be 6000 grams of chars. Hence, this case was registered. After hearing both the parties and perusal of the record it was found that the accused/petitioners Aqib Ullah was found in the front seat of the vehicle which was driven by the petitioner Hamraz Khan at the relevant time. It is for the trial court to determine after recording evidence as to whether the accused Aqib Ullah was in conscious knowledge of the recovered chars or otherwise which was lying in a secret cavity under the seat of the vehicle. This element makes the case of the

Haq Nawaz
District & Sessions Judge
Orakzai at Baber Mela

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		accused/petitioner Aqib Ullah one of further inquiry. Reliance is made on the order of Hon'ble High Court dated 23.11.2020 passed in <i>Cr. MBA No. 607-M/2020</i>. He is therefore, admitted to bail subject to furnishing bail bonds in the sum of Rs. 200000/- with two sureties each in the like amount to the satisfaction of this court. The accused Hamraz Khan, who was driving the vehicle in question and the recovery was effected beneath his seat, is not entitled to the concession of bail. His application is, therefore, dismissed. File of this court be consigned to record room after its necessary completion and compilation. This order is tentative in nature and would have no effect upon the trial of the accused/petitioners. <u>Announced:</u> 18.07.2024  (HAQ NAWAZ) Sessions Judge, Orakzai at Baber Mela