

Order. No. 09

15.05.2025

State vs Haji Nawaz etc 514 C.r PC

Surety Awal Meen Shah present. Surety Haji Nawaz is abroad.

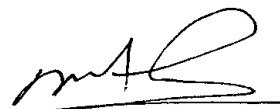
Record reveals that Haji Nawaz and Awal Meen Shah stood sureties for the accused Din Ullah for an amount of Rs. 100,000/- each in case FIR No. 02, dated 10.01.2023, U/S 11-A CNSA PS Kalaya. During the trial, they failed to produce the said accused before the court so they were proceeded U/S 514 Cr. PC. Surety Awal Meen Shah requested for lenient view. As per contention of surety he stood surety for the accused on humanitarian ground and that he has not stood surety for personal and financial gain. Furthermore, accused Din Ullah is the son of surety Awal Meen Shah.

There is nothing on record showing that the surety Awal Meen Shah has gained any financial benefits from the accused. Prima facie, he stood surety for the accused on social ground. Hence, a lenient view is taken of the matter and each surety is burdened with the fine of Rs. 24,000/- (Twenty-Four thousand). Surety Awal Meen Shah stated that co-surety Haji Nawaz is his nephew and requested that he will pay for himself as well for surety Haji Nawaz. Request allowed. He paid penalty of Rs. 48000/-. Hence, surety Haji Nawaz is discharged. Receipt was given to surety Awal Meen Shah.

File be consigned to record room after necessary completion and compilation.

Announced

15.05.2025



Muhammad Junaaid Alam
Judicial Magistrate-II, Kalaya
Orakzai