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IN THE COURT OF JUDICIAL MAGISTRATE-II, KALAYA, ORAKZAI

Bail Petition30/4 of 2025.

Date of institution.....05.05.2025.

Date of decision.....06.05.2025.

Case FIR No. 27, dated 30.04.2025, U/S 11-A CNSA, PS Mishti Mela, District
Orakzai

Order – 02
06.05.2025

None present for the state. Cousin of accused/petitioner present.

Record received. Written arguments on behalf of counsel for accused/petitioner submitted, which is placed on file.

Accused/petitioner namely Fareed Ullah S/O Shehzad Gul, R/O Qoum Mishti, Village Tagha Saam, Tehsil Central, District Orakzai is seeking his post arrest bail in case FIR No. 27 dated: 30.04.2025 U/S **15-AA** 11-A CNSA/PS Mishti Mela, Orakzai.

Perusal of record reveals that recovery of 31-gram ICE and 30 bore pistol without number along with fixed charger containing 03 cartridges of the same bore has been affected from the direct possession of the accused/petitioner. The offence is heinous in nature and affects the society at large. Although, the offence for which accused/petitioner is charged does not fall within the ambit of prohibitory clause of Section 497 Cr. PC but this fact by itself will not


MUHAMMAD JUNAID ALAM
Civil Judge / JM-II
Orakzai at Kalaya

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create a right in favor of accused/petitioner for grant of bail as there is sufficient material available on record connecting the accused/petitioner with the commission of the offence. Deeper appreciation of evidence is not permissible at bail stage.

Consequently, the application in hand is turned down. Copy of this order be placed on judicial as well as police file. Requisitioned record be sent back to the quarter concerned forthwith.

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

ANNOUNCED:

06.05.2025



Muhammad Junaid Alam
Judicial Magistrate-II,
Tehsil Kalaya, Orakzai