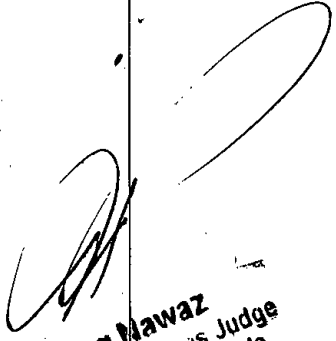


Serial No of order or proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary.
1	2	3
Order No.03	02.09.2026	Sr. PP, Abul Qasim for the State present. Petitioner through counsel present. Record received. Partial arguments heard. Case file be put up for remaining arguments on 09.09.2026.  (HAQ NAWAZ) Sessions Judge, Orakzai at Baber Mela
Order No.04	09.09.2026	Sr. PP, Abul Qasim for the State present. Petitioner through counsel present. Arguments heard. Case file be put up for order on 10.09.2026.  (HAQ NAWAZ) Sessions Judge, Orakzai at Baber Mela
Order No.05	10.09.2026	Counsel for the petitioner and Sr. PP, Abul Qasim for the state present. Arguments already heard. The record perused. This Cr. Revision Petition and Cr. Revision Petitions No. 7/10 and 8/10 of 2026 were filed against the orders dated 21.07.2026 passed by the Court of learned Senior Civil Judge/Judicial Magistrate, Orakzai whereby Superdari applications No. 59/4, 62/4 and 60/4 of 2026 respectively in respect of NDP No. Khyber 2156, NDP No. Khyber 2154 and NDP No. Khyber 2155, were dismissed. The revision petitions are the outcome of case FIR No. 16, Dated 10.06.2026 registered at Police Station Ghiljo u/s 419/420 PPC when three vehicles Toyota PRIUS bearing Chassis No. RU3-1032168, Toyota PRIUS bearing Chassis No. ZVW30-1637570 and Vessel Hybrid bearing Chassis No.

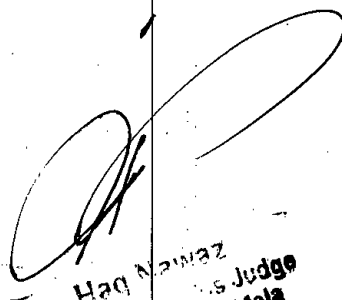

Haq Nawaz
District & Sessions Judge
Orakzai at Baber Mela

IN THE COURT OF SESSIONS JUDGE, ORAKZAI AT BABER MELA

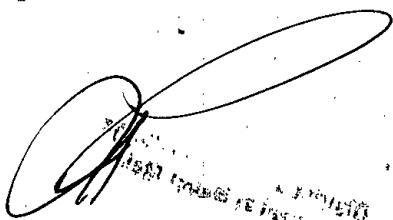
Case Title: Rab Nawaz VS State

FIR no. _____, Dated: _____, u/s _____, PS _____

Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary.
1	2	3
Order No.05 10.09.2026		ZVW51-8001040 were having Registration No. AXE-076/Islamabad, VN607/Islamabad and ABZ-824/Islamabad respectively were seized by the local police for want of registration documents of the vehicles. During the course of investigation, the registration numbers of the vehicles were suspected to be fake; therefore, the FIR was registered. In their application for Superdari before the trial Court, the petitioners submitted NDP Vehicle Identification Slips dated 11.06.2026 issued by the office of Excise, Taxation and Narcotics Control, Khyber Pakhtunkhwa, Khyber. The said documents were issued a date after seizure of the vehicles, but the Investigating Officer has interestingly recovered the same along with relevant number plates from beneath the rear seat of Vessel Hybrid bearing Chassis No. ZVW51-8001040. The Non-Duty Paid Vehicles are allowed for plying in NMDs subject to registration with the concerned authorities; therefore, no Section of law for violation of Customs Act was applied against the accused. Even otherwise in case of confiscation of goods for non-payment of customs duty, whenever an order for the confiscation of goods is passed, the officer passing the order may give the owner of the goods an option to pay in lieu of the confiscation of goods such fine as the officer thinks fit an addition to any duty or charges payable in respect of such goods as provided under Section 181 of the Customs Act, 1969. The Hon'ble Peshawar High Court, Peshawar, in its judgment reported in 2013 PTD 1988, in


 Haq Nawaz
 District & Sessions Judge
 Orakzai at Baber Mela

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Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary.
1	2	3
Order No.05 10.09.2026		Customs Reference No. 10-P of 2013 on 21st May, 2013 maintained the order of Appellate Tribunal releasing vehicles on payment of fine equal to 15% of its customs value in addition to duty and taxes leviable thereon. In view of the above facts and circumstances, the revision petition is allowed. The impugned order is set aside and superdari applications of the petitioners are accepted subject to furnishing two surety bonds to the tune of Rs. 20 lacs each to the satisfaction of this Court. The petitioners are directed not to dispose of the vehicles till final conclusion of the trial and produced the same as and whenever required to this Court or police. Copy of this order be placed on Cr. Revision Petitions No. 7/10 and 8/10 of 2026. Copy of this order also be placed on police/judicial record. File of this Court be consigned to record room after its necessary completion and compilation. <u>Announced:</u> 10.09.2026  (HAQ NAWAZ) Sessions Judge, Orakzai at Baber Mela