

IN THE COURT OF HAQ NAWAZ,  
SESSIONS JUDGE, ORAKZAI AT BABER  
MELA

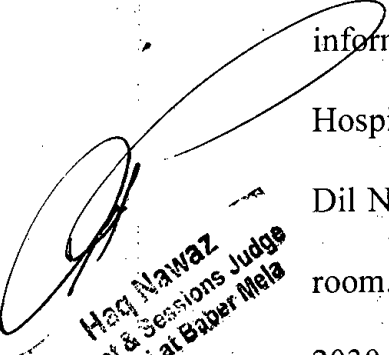
Bail Application No : 226/4 of 2026  
Date of Institution : 23.09.2026  
Date of Decision : 26.09.2026

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ORDER

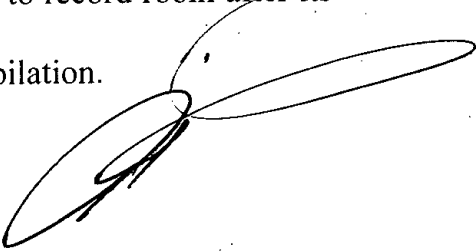
Taza Khan Advocate for accused/petitioners and Sr. PP, Abdul Qasim for the state present. Complainant present in person. Arguments heard and record perused.

2. Accused/petitioners, **Khadi Khan** s/o Kashmalo and **Rizwan Ullah Khan** s/o Khadi Khan seek their post-arrest bail in case FIR No. 127, Dated 28.08.2026, u/s 324/34 PPC of Police Station Kalaya. As per contents of the FIR, the local police, while responding to the information about the occurrence, reached THQ Hospital Kalaya on 28.08.2026 and found the injured Dil Nawaz in unconscious condition in the emergency room. The complainant, Hazrat Ali, made a report at 2030 hours that he along with Dil Nawaz were on their way to their house on the eventful day when two unknown armed persons went past them. The injured went to attend the nature of call when sudden fire starting upon them at 1930 hours; as a result, Dil Nawaz sustained injuries while the complainant luckily escaped unhurt.

  
Haq Nawaz  
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3. After hearing both the parties and perusal of the record, it was found that though no one was initially charged in the FIR, but the injured in his statement u/s 164 CrPC, recorded after about two weeks of the occurrence, specifically charged the accused/petitioner Rizwan Ullah for the commission of offence. According to the initial report, the injured became unconscious after the occurrence. The medical evidence supports the prosecution's case which shows that the injured sustained multiple firearm injuries on different parts of his body. The accused/petitioner Khadi Khan is nominated for Lalkara only.
4. In view of the above, the application to the extent of accused/petitioner Khadi Khan is accepted subject to furnishing surety bonds to the tune of Rs. 100,000/- with two sureties each in the like amount to the satisfaction of this Court. The sureties must be local, reliable and men of means. Whereas, the accused/petitioner Rizwan Ullah is disentitled to the concession of bail at this stage of the case.
5. Copy of this Order be placed on police/judicial file. File of this Court be consigned to record room after its necessary completion and compilation.

**Announced:**  
26.09.2026

  
(HAQ NAWAZ)  
Sessions Judge, Orakzai  
at Baber Mela