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BA No. 227/4 of 2026

FAZAL UR REHMAN VS THE STATE

FIR No. 46, Dated 13.09.2026, u/s 9 (1) 3 (C) CNSA,

Police Station: Kurez Boya

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

Bail Application No. : 227/4 of 2026
Date of Institution : 23.09.2026
Date of Decision : 30.09.2026

ORDER

Sana Ullah Khan Advocate for accused/petitioner
and Sr. PP, Abul Qasim for the state present.
Arguments heard and record perused.

2. Accused/petitioner, **Fazal Ur Rehman** s/o Manan Khan seeks his post-arrest bail in case FIR No. 46, Dated 13.09.2026 registered u/s 9 (1) 3 (c) CNSA of Police Station Kurez Boya. As per contents of the FIR, the complainant, SHO Islam Ali, along with other police contingent, while responding to the information regarding smuggling of huge quantity of chars via Flying-Coach from Anjani to Kohat, laid a barricade on main pukhta road near Zeera Check-Post on 13.09.2026 when a red colour Flying-Coach was intercepted at 1120 hours. The driver was disembarked. He was subjected to personal search but nothing incriminating was recovered from him. Upon search of the vehicle, the complainant recovered 06 packets in each of the secret cavities on the left and right sides of the second seat. A total of 12 packets of chars were recovered. Each containing


Haq Nawaz
District & S. Judge
Orakzai at Baber Mela

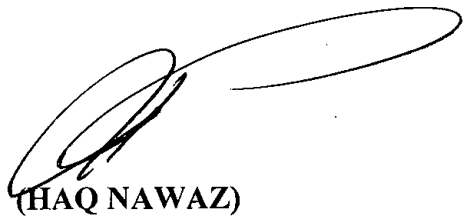
1000 grams of chars, making a total of 12,000 grams.

Hence, the present FIR.

3. After hearing both the parties and perusal of the record, it was found that though FSL report is not available on record, but statement of the Parcel Carrier shows that the samples were taken to FSL within the prescribed period of time. A huge quantity of 12kg of contraband was recovered from secret cavities of the vehicle driven by the accused/petitioner. The accused/petitioner is directly charged in the FIR for the offence falling under the prohibitory clause of section 497 Cr.P.C. During the course of arguments, Sr. PP submitted photocopies of Register No. 19, application to FSL and router certificate. Hence, the accused/petitioner is not entitled for the concession of bail at this stage. Accordingly, for the stated reasons, bail petition in hand stands dismissed being meritless.

4. 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:
30.09.2026



(HAQ NAWAZ)
Sessions Judge/Judge Special Court,
Orakzai at Baber Mela