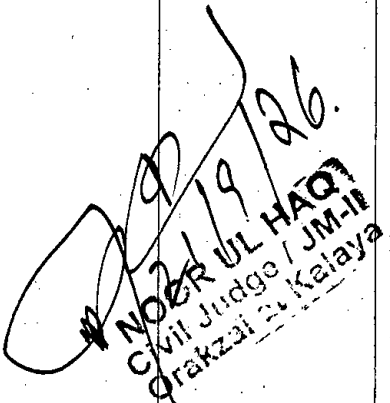
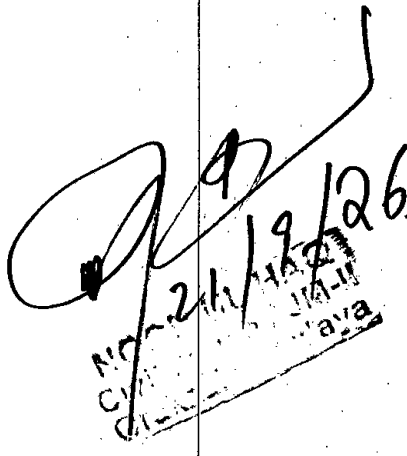


FORM "A"
FORM OF ORDER SHEET
 IN THE COURT OF NOOR UL HAQ, CIVIL JUDGE/JUDICIAL MAGISTRATE-II, KALAYA ORAKZAI
 Case Title: _____ Vs _____

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 12	21.09.2026	APP for the State present. Accused on bail alongwith counsel present. Complainant through brother alongwith counsel present. Vide this order this Court intends to dispose of the instant case under section 249-A Cr.PC, filed by the counsel for accused. Brief facts of the case as narrated in FIR, bearing No.53 dated 25.06.2025 u/s 506/504 PPC are that complainant Mufti Hashmat Ullah son of Shahid Gul, came to the police station and reported to the local police, that he is the administrator (Muhtamim) of Mishti Mela Madrassa and his wife also administrator (Muhtamim) of Madrassa Aisha Lilbant, Tagha Saam. That accused Shahid Ullah and Muhammad Nawaz, son of Muhammad Khan, threatens and uses abusive language to him through various sources. Accused Shahid Ullah made post through Facebook/social media against him from his mobile phone ID and thereby hurting his dignity and reputation. He apprehends a serious threat to his life and property from the mentioned abovenamed accused. The local police read over the contents of his report in his native language, which was correctly thumb impressed by the complainant. Upon the


 NOOR UL HAQ
 Civil Judge / JM-II
 Orakzai - Kalaya

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	 21/12/26 CIVIL JUDGE/JUDICIAL MAGISTRATE-II KALAYA ORAKZAI	same FIR was lodged against accused facing trial. Accused were arrested and later on, released on bail. Complete challan was put in court against the accused. Accused were summoned. They appeared before the court. Provisions of Section 241-A Cr. PC were complied with. Formal charge was framed. Accused pleaded not guilty and claimed trial. Perusal of the record would transpire that complainant charged the accused facing trial for criminal intimidation and using abusive language through Facebook/social media against him, however, prosecution has not placed on record any FSL report or other cogent technical evidence establishing that the said account operated or controlled by the accused named above. Furthermore, the screenshots of alleged Facebook/social media posts, placed on file, are without satisfactory proof of their authenticity, source, authorship and connection with the accused. Furthermore, prosecution has failed to establish a legally admissible and reliable evidence to connect the accused with commission of offence leveled against them. Hence, at this stage, the material available on record, does not provide sufficient ground to connect the accused with the alleged Facebook posts. It is also noted that without
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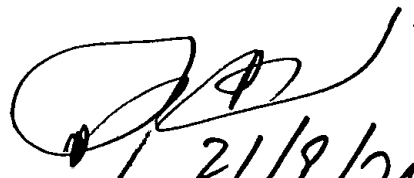
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FSL examination, coupled with the lack of other independent and reliable material establishing authorship or control of the Facebook account, created the fundamental deficiency in the case of prosecution. Moreover, accused facing trial are facing agony of trial since 2025 and prosecution has also failed to produce its evidence within time. Even otherwise, there is no probability of conviction of accused on the basis of available record produced by prosecution.

In light of above discussion, the application under section 249-A Cr.P.C is allowed and accused facing trial namely Shahid Ullah and Muhammad Nawaz are hereby acquitted from the charges levelled against them. Their sureties stand discharged from the liability of bail bonds. Case property, if any, be kept intact till expiry of period of appeal and thereafter be dealt with in accordance with law. Police record be returned forthwith to quarter concerned.

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

Announced
21.09.2026


Noor Ul Haq,
Judicial Magistrate-II,
Tehsil Courts, Kalaya, Orakzai