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

Bail Application No.	:	257/4 of 2026
Date of Institution	:	30.10.2026
Date of Decision	:	02.11.2026

ORDER

Sana Ullah Khan Advocate for accused/petitioner appeared on WhatsApp videocall. Sr. PP, Abul Qasim for the state present. Record received. Arguments heard and record perused.

2. Accused/petitioner, **Feroz Khan** s/o Gulbat Khan seeks his post arrest bail in case FIR No. 08, Dated 11.01.2026, u/s 324-353-216-186-187-189-341 PPC of Police Station Kalaya. As per contents of the FIR, the complainant, SHO Muhammad Jameel along with other police contingent, during surveillance duty of the area, were present on the spot on 11.01.2026 when the accused Muhammad Taib and Izat Ullah (absconding in case FIR No. 83, Dated 25.07.2025, u/s 324/148/149 PPC of Police Station Kalaya), spotted the police party. The accused Muhammad Taib made firing upon them with a pistol, but the police luckily escaped unhurt. He was arrested on the spot with the pistol while the co-accused Izat Ullah made his escape good towards his house. He was chased by the complainant with his police personnel and when they reached to his house, the accused/petitioner along with other co-accused and female inmates of their house, armed with

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sticks, assaulted the police party. The complainant sustained injuries from a blow of sharp object by accused Siraj while the accused Gulbat Khan caused injuries to Constable Abdul Sattar with a stick. The accused/petitioner hurled stones at the official vehicle causing damage to it. They also blocked the road with stones. Hence, the present FIR.

3. After hearing both the parties and perusal of the record, it was found that though the accused/petitioner is directly charged in the FIR for the commission of offence but he is only charged for hurling stones and causing damage to the official vehicle falling under section 427 CrPC which is bailable in nature. The co-accused have already been admitted to bail. Therefore, the petitioner is also entitled to the concession of bail on the basis of rule of consistency.

4. In view of the above, the application is accepted and the accused/petitioner is admitted to bail subject to submission of bail bonds to the tune Rs. 80,000/- with two sureties each in the like amount to the satisfaction of this Court. The sureties must be local, reliable and men of means.

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:
02.11.2026

(HAQ NAWAZ)
Sessions Judge, Orakzai
at Baber Mela