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

Bail Application No.	:	248/4 of 2026
Date of Institution	:	19.10.2026
Date of Decision	:	19.11.2026

ORDER

Mr. Aman Khan Bangash Advocate for accused/petitioner, Mr. Abid Ali Advocate for complainant and Sr. PP, Abul Qasim for the state present. Arguments heard and record perused.

2. Accused/petitioner, **Mina Deen** s/o Gul Saeed seeks his post-arrest bail in case FIR No. 07, Dated 20.02.2026, u/s 302/34 PPC of Police Station Ghiljo. As per contents of the FIR, the local police, while responding to the information regarding the occurrence, rushed to THQ Hospital on 19.02.2026 where they found the dead bodies of Noor Muhammad and Muhammad Asim in the emergency room. The complainant, Shams Ur Rehman, made a report to the local police at 2340 hours of the even day that he was present in his house when he heard noises, upon which he came out and saw that his father and brother were making commotion with the accused/petitioner and others who were in possession of arms. They got furious and the accused Mina Deen and Arab Khan

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made firing upon the brother of complainant who got hit and died on the spot while the accused Piao Khan fired upon the complainant's father who also got hit and died on the spot. Motive behind the occurrence was reported to be 'verbal arguments' between the parties.

3. After hearing both the parties and perusal of the record, it was found that the petitioner is directly charged in the FIR for the commission of offence. Medical evidence supports the prosecution's case. The accused/petitioner remained fugitive from law for a period of about eight months whereas the co-accused are still at large. The offence falls within the prohibitory clause of section 497 CrPC. Thus, the accused/petitioner is not entitled to the concession of bail at this stage of the case. The application is, therefore, dismissed.

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:
19.11.2026

(HAQ NAWAZ)
Sessions Judge, Orakzai
at Baber Mela