

BEFORE THE PESHAWAR HIGH COURT CIRCUIT COURT CHITRAL.

B .A No. 14~C /2022

Ashfaq Hussain(Accused/ Petitioner)

VERSUS

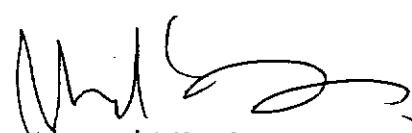
The State etc (Respondents)

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Petitioner/ accused

Through:


Niaz Ahmad Niazi
Advocate High Court
Chamber Pir plaza Chitral.
Cell #0348 4622744

And


Akbar Khan Kohistani
Advocate High Court

03449373667/03025733630

FILED TO DAY
Addl Registrar
Dated: 18/7/22

Opening sheet for criminal miscellaneous application / BA
BEFORE THE PESHAWAR HIGH COURT CIRCUIT COURT CHITRAL.
(JUDICIAL DEPARTMENT)

BA No 14-C /2022


District	Date of filing of application	Whether filed by Petitioner himself or by pleader	Stamp on Petition
Chitral	18/7/2022	Mr. Akbar Khan Kohistani & Niaz A Niazi Advocates High Court.	Nil

Ashfaq Husain son of Maqbool Husain resident of Toba tek Singh Punjab
Present confined in District Jail Chitral. (Accused / Petitioner)

VERSUS

1. State through Zeeshan son of Anwar Shah Resident of Der Ayon
tehsil & District lower Chitral. (complainant)
2. Additional Advocate General Swat.


(Respondent)


FIR No. 49 Dated 25/06/2022 Under Section PPC 336 (B)109/ 34 PPC
Police Station Ayon Chitral Lower.

Application for and on behalf of the Petitioner U/S 497 c.r.p.c. for release on bail.

Petitioner/ accused

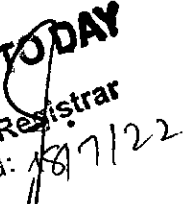
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①


Before The Peshawar High Court Circuit Court Chitral

Criminal miscellaneous / B.A No 14-C /2022

Ashfaq Husain son of Maqbool Husain resident of Toba tek Singh Punjab
Present confined in District Jail Chitral. (Accused / Petitioner)

VERSUS

1. State through Zeeshan son of Anwar Shah Resident of Der Ayon
tehsil & District lower Chitral. (complainant)
2. Additional Advocate General Swat.
(Respondent)


FIR No. 49 Dated 25/06/2022 Under Section PPC 336 (B)109/ 34 PPC
Police Station Ayon Chitral Lower.

Application for and on behalf of the Petitioner U/S 497 c.r.p.c. for release on bail.

Respectfully Sheweth:

1. That the Petitioner / accused has been charged in the above case, which is registered against him and other co- accused at P.S Ayon lower Chitral. Copy of F.I.R is annexed as Annexure "A".
2. That the accused/ Petitioner along with two other co accused filed bail application before the District & Session Judge Chitral Lower, which was refused to the extent of present accused / Petitioner by the learned Session Judge Chitral lower on 15 /7/2022. Copy of the application & order of the learned Session Judge are annexed as annexure "B" & "C".

Hence this Petition is preferred before this Honorable Court on the following grounds.

Grounds;

1. That the accused / Petitioner has been charged in the present case with malafide intention and on the basis of the statement of co accused under section 161 crpc, which not admissible before the Court .
2. That there is no independent eye witness of the occurrence, the allegations leveled against the petitioner are baseless, manipulated, fabricated, hence needs probe further investigation.

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Adv. Registrar
Dated: 18/7/22

3. That petitioner is peaceful citizen and never been involved in any criminal case nor he is desperate criminal and he possesses crystal clear past, hence he is entitled for concession of Bail.
4. That other co accused namely Asghar Husain and Muhammad Rahsid have been released on bail vide order dated 15/7/2022 by the learned Session judge and on the basis of rule of consistency the Petitioner is entitled for grant of bail.
5. That no confessional statement has been recorded by the present accused nor such evidence is available on record which could connect the case with the present accused, hence the Petitioner is entitled to be released on bail.
6. That the Petitioner is innocent and there is no direct or corroborative piece of evidence in the file which could connect the present accused / Petitioner with the alleged occurrence, further no identification parade was held, therefore the case of prosecution is of further inquiry, hence the Petitioner is entitled for concession of bail.
7. That petitioner is ready to furnish sureties to the satisfaction of this Honorable Court.
8. That other grounds will be agitated at the time of arguments with permission of this Honorable Court.

It is therefore humbly prayed that on acceptance of this Petition the Petitioner may kindly be released on bail, till the disposal of the main case.

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Addl Registrar
Dated 18/7/22

Petitioner/ accused

Through:

Niaa Ahmad Niazi
 Advocate High Court
 Chamber Pir plaza Chitral.
 Cell #0348 4622744

And

Akbar Khan Kohistani
 Advocate High Court

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BEFORE THE HIGH COURT MINGORA BENCH DARUL QAZA SWAT

BA NO. 14-^c/2022

Ashfaq Hussain(Petitioner)

Versus


the State etc (Respondents)

(CERTIFICATE)


**Certified that no Bail Petition has been presented before
Honorable Court or any other Court on the subject matter
above.**

Petitioner/ accused

Through:


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Advocate High Court
Chamber Pir plaza Chitral.
Cell #0348 4622744

And


Akbar Khan Kohistani
Advocate High Court

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Adj. Registrar.
Dated: 18/7/22

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Before Peshawar High Court Circuit Court Chitral.

BA No 142C /of 2022

Ashfaq Hussain (Petitioner)

Versus

The state etc(Respondents)

MEMO OF ADDRESS

Address of petitioner :

Ashfaq Husain son of Maqbool Husain resident of Toba tek Singh
Punjab Present confined in District Jail Chitral.

(Accused / Petitioner)

ADDRESS OF RESPODENTS

1. State through Zeeshan son of Anwar Shah Resident of Der
Ayon tehsil & District lower Chitral.
(complainant)
2. Additional Advocate General Swat.

(respondent)

Petitioner/ accused

Through:

Niaa Ahmad Niazi
Advocate High Court
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