

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37819 of 2015

Arising Out of PS.Case No. -2 Year- 2013 Thana -GOVERNMENT OFFICIAL COMP. District-
GAYA

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Ramautar Yadav Son of Kail Yadav

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binod Murari Mishra, Advocate

For the Opposite Party/s : Mr. Dinesh Singh(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

2 21-09-2015

Heard learned counsels for the petitioner and the
State.

The petitioner being owner of the tractor, in question,
is apprehending arrest in a case registered for the offences
punishable under Sections 33, 41 and 42 of the Indian Forest
Act.

The prosecution case is that a tractor loaded with
stone chips was intercepted for being carrying stones chips
without any valid authority. During confiscation proceeding
also no document for transporting stone chips was produced and
consequently, the tractor was confiscated.

It is submitted by learned counsel for the petitioner
that petitioner's tractor was being used as public carrier and

admittedly the petitioner was not present on the place of seizure. A statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent.

The aforesaid facts constitute ground for consideration of prayer for regular bail. Let the learned Court below consider the prayer for regular bail of the petitioner, if the petitioner surrenders within a period of six weeks in connection with Forest P.S. Case No.2 of 2013, pending before the learned CJM, Gaya.

With the above observation, this application is, accordingly, disposed off.

Ashwini/-

(Dinesh Kumar Singh, J)

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