

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 3711 of 2016

Sandeep Dhurva, S/o. Jawahar Singh, Aged About 32 Years, R/o. Village Kanhar Puri, P.S. Korar, Tahsil Kanker, Civil & Revenue District North Bastar Kanker, Chhattisgarh

.....**Applicant**

Versus

State Of Chhattisgarh, Through : The Divisional Forest Officer, Forest Area Antagarh, District North Bastar Kanker, Chhattisgarh

--- **Respondent**

For the Applicant	:	Mr. A.L.Singroul, Advocate
For the Respondent	:	Mr. Vinod Tekam, Panel Lawyer

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

22.07.2016

1. This is first bail application filed under Section 439 of the Code of Criminal Procedure seeking grant of regular bail to the applicant in connection with P.R.O.No.7577/14 registered by Divisional Forest Officer Antagarh, Distt. North Bastar Kanker (C.G) for the offence punishable under Section 9, 39, 40(2)(4), 44, 49(B)(iii), 50, 51 & 52 of the Wild Life Protection Act.
2. As per the prosecution case, the present applicant and other co-accused were found making attempt to sell the trophy of tiger and thereby committed offence.
3. Learned counsel for the applicant submits that the applicant has not committed any offence and he has been falsely implicated in the case. He further submits that similarly placed co-accused have been granted regular bail by the co-ordinate Bench of this Court by order dated 09.05.2016 passed in M.Cr.C.No.2301/2016 and also by this Court on 15.06.2016 in M.Cr.C. No.2901/2016, therefore, being in parity the present applicant may also be enlarged on bail.

4. Per contra, learned State Counsel opposes the bail, however, he do not dispute the fact that the similarly placed co-accused have been enlarged by on bail.
5. Having heard learned counsel for the parties and after perusal of the case diary and further considering the role of the present applicant as also the facts that the similarly placed co-accused have been granted bail by the co-ordinate Bench as also by this Court, I am inclined to release the applicant on bail.
6. Accordingly, the bail application is allowed and the applicant is directed to be released on bail on executing a personal bond in sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned trial Court. He shall also appear before the trial Court as and when directed by the said Court.

C.c. as per rules.

Sd/-
GOUTAM BHADURI
JUDGE