

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 2901 of 2016

1. Jeevan Singh S/o Ram Singh Dhruve Aged About 32 Years
R/o Village Bhingijara, P.S. Pakhanjur Civil & Revenue District
North Bastar Kanker, Chhattisgarh.
2. Rajendra Baghel (As Per Challan) S/o Ram Chandra Baghel
Aged About 44 Years R/o Village Jiramtarai, P.S. Koyalibeda,
Civil & Revenue District North Bastar Kanker, Chhattisgarh.
3. Dinesh Baghel (As Per Challan) S/o Laxminath Baghel Aged
About 24 Years R/o Village Murnar P.S. Koyalibeda, Civil &
Revenue District North Bastar Kanker, Chhattisgarh.

Petitioners

Versus

State of Chhattisgarh Through The Divisional Forest Officer,
Forest Area Antagarh District North Bastar Kanker,
Chhattisgarh.

--- Respondent

For the applicant	:	Mr. Pravin Tulsyan, Advocate
For the Respondent	:	Ms. Sunita Jain, Panel Lawyer

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

15.06.2016

1. This is first bail application filed under Section 439 of the
Code of Criminal Procedure seeking grant of regular bail to
the applicants 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 applicants submits that the
applicants have not committed any offence and they have

been falsely implicated in the case. He further submits that similarly placed co-accused Vinod Mankar has 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, therefore, being in parity the present applicants may also be enlarged on bail.

4. Per contra, learned State Counsel opposes the bail. However, she does not dispute the fact that similarly placed co-accused has been enlarged by co-ordinate Bench of this Court in M.Cr.C.No.2301/2016.
5. Having heard counsel for the parties and after perusal of the case diary and further considering the role of the present applicants as also the facts that similarly placed co-accused has been granted bail by the coordinate Bench and the applicants are stated to be in jail since 06.01.2016, I am inclined to release the applicants on bail.
6. Accordingly, the bail application is allowed and the applicants are directed to be released on bail on each of them executing a personal bond in sum of Rs.25,000/- with one surety each in the like sum to the satisfaction of the concerned trial Court. They shall also appear before the trial Court as and when directed by the said Court.

C.c. as per rules.

Sd/-
GOUTAM BHADURI
JUDGE