

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10217 of 2017

Arising Out of PS.Case No. -24 Year- 2013 Thana -GOVERNMENT OFFICIAL COMP. District-
GAYA

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1. Kapildeo Prasad, S/o Late Bahro Prasad, Resident of Village- Atri, P.S.-
Atri, District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dharmendra Kumar Sinha

For the Opposite Party/s : Mr. Sanjay Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 21-03-2017 The petitioner is apprehending his arrest in connection
with Forest Case No. 24/13, registered for offences punishable
under Section 33 of Indian Forest Act.

It has been submitted on behalf of the petitioner that
allegation against the petitioner is that he constructed a building
on a land, which belonged to Forest Department but from from
perusal of Annexure -3, it will appear that the aforesaid land is
record in Khatihan as Bakast land and after purchasing the said
land the petitioner had duly mutated the same in the Government
land records and no objection was raised by anyone including
informant. Further the land was notified in the year 1953 but no
step has been taken by the informant to get the same corrected in
the Government land records.



Heard learned A.P.P. also.

Having heard both sides, in view of the submission of learned counsel for the petitioner and also in view of Annexure -3 of this petition, let the petitioner above named, in the event of his arrest or surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bond of Rs. 25,000 (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Gaya in connection with Forest Case No. 24/13, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

This is further subject to the condition that:-

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.
- (ii) The petitioner shall cooperate in the investigation with Forest Department and make himself available as and when required by the police and on the event of failure on his part to appear before the police on two consecutive dates without showing any



genuine reasons, the prosecution is free to
move for cancellation of his bail bonds.

(Vinod Kumar Sinha, J)

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