

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 3209 of 2017

- Ishwar Gond, S/o Gulliram, Aged About 50 Years R/o Madagiri, Police Station Mechka, District Dhamtari, Chhattisgarh.

---- Applicant (In jail)

Versus

- State of Chhattisgarh Through Office of Forest Ranger Udanti Sitanadi Tiger Reserve, Police Station Mechka, Forest Range Arshikanha, District Dhamtari, Chhattisgarh.

---- Respondent

For Applicant : Shri Anil Gulati, Advocate
For Respondent/State : Shri Anil S Pandey, GA

Hon'ble Shri Justice Anil Kumar Shukla

Order on board

29.05.2017

1) The applicant has preferred this application for grant of bail as he is arrested in connection with Forest Crime POR No. 8398 of 2015 registered at Police Station Forest Ranger Udanti, Sitanadi Tiger Reserve, Police Station Mechka, Forest Range, Arshikanha, District Dhamtari (CG) for offences punishable under Sections 27, 29, 31, 38, 50, 51, 52 of Wild Life Protection Act, 1972 and Section 3(1)(A) of Prevention of Damage to Public Property Act.

2) As per prosecution case, the applicant has encroached upon the Sitanadi Tiger Reserve, damaged the forest by cutting the trees and destroyed the habitat of the forest and also caused loss to the forest.

3) Learned counsel for the applicant submits that persons with same nature of offences have been enlarged on bail on 16.03.2017 in MCRC No.1337 of 2017 by this Court. Therefore, the applicant may be released on bail.

4) Learned counsel for the State is not able to dispute the above fact that persons with similar nature of offences have been enlarged on bail.

5) Considering the facts and circumstances of the case and also for the fact that persons with similar nature of offences have been enlarged on bail on 16.03.2017 in MCRC No.1337 of 2017, this Court is inclined to release the applicant on bail.

6) Accordingly, the bail application is allowed and it is directed that the applicant shall be released on furnishing a personal bond for a sum of Rs.25,000/- with one surety in the like sum to the satisfaction of concerned trial Court for his regular appearance before it as and when directed.

7) Certified copy as per rules.

Sd/-

(Anil Kumar Shukla)
Vacation Judge