

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.571 of 2018

Arising Out of PS.Case No. -null Year- null Thana -null District- SASARAM (ROHTAS)

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Krishna Kumar Singh, Son of Maharaj Singh, Resident of Village- Ghatmapur,
Ward No. 14, Karwandiya, Ghatmapur P.S. Sasaram Muffasil, District- Rohtas.

.... Petitioner

Versus

1. The State of Bihar.
2. The Principal Secretary, Forest Department, Government of Bihar, Patna.
3. The Divisional Forest Officer-cum- Authorised Officer, Rohtas at Sasaram.
4. The Forest Range Officer, Tilauthu, Rohtas at Sasaram.

... Respondent

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Appearance :

For the Petitioner/s : Mr. Vipin Kumar Singh

For the Respondent/s : Mr. Gajendra Prasad Yadav, S.C.17

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL JUDGMENT

Date: 26-04-2018

Heard learned counsel for the petitioner and learned
counsel representing the State.

Petitioner has prayed for release of the vehicle (Truck)
(not stone chips) bearing registration no. UP65R/7029 in favour of the
petitioner in connection with Forest Case bearing No. 02 of 2018 for
the offences under Section 33, 41, 42, 52 of Forest Act.

Learned counsel for the petitioner submits that the
petitioner is ready and willing to abide by the terms and conditions
which may be imposed by this Court for provisional release of the
vehicle in question.

In the facts and circumstances, pending initiation or
finalization of the confiscation proceeding, let the vehicle (Truck) (not



stone chips), if belongs to the petitioner, be released provisionally on production of proof of ownership and registration of the vehicle in his favour subject to the following conditions:-

(i) Petitioner shall furnish a surety bond of Rs. 15,00,000/- (fifteen lakhs only) (not in form of cash or Bank guarantee) with two sureties of the like amount to the satisfaction of learned Sub-Divisional Judicial Magistrate, Dehri-On-Sone (Rohtas).

(ii) Petitioner shall furnish an undertaking that he would not alienate or encumber the vehicle or deal with them adverse to the interest of the State and shall produce the vehicle before the Sub-Divisional Judicial Magistrate, Dehri-On-Sone (Rohtas).

(iii) A photograph of the vehicle shall be taken and panchnama be also prepared, certified and be kept on record in accordance with law.

This application is, accordingly, disposed off.

(Rajeev Ranjan Prasad, J.)

Rajeev/-

AFR/NAFR	
CAV DATE	
Uploading Date	28.04.2018
Transmission Date	28.04.2018

