

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 82 of 2018

- Santosh Meravi S/o Pun Singh, Aged About 32 Years R/o Village Bodalpani, Tahsil Bodla, Thana Rengakhar, District Kabeerdham Chhattisgarh , Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh Through Range Officer Forest Department, Circle Sahaspur Lohara, District Kabeerdham Chhattisgarh, Chhattisgarh

---- Respondent

For Applicant : Mr. Samir Singh, Advocate.
For Respondent : Mr. Ashok Swarnkar, Panel Lawyer.

Hon'ble Shri Justice Rajendra Chandra Singh Samant
Order On Board

09/03/2018

1. This is the first bail application filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the applicants who have been arrested in connection with P.O.R. (Crime) No.13053/19, registered at Police Station– Forest Department, Circle Sahaspur Lohara, District Kabeerdham (C.G.) for the offence punishable under Sections 2(11), 16(C), 9, 32, 39(3), 49, 50, 51 of Wild Life (Protection) Act, 1972 and 33(1)B of the Indian Forest Act, 1927.
2. Learned counsel for the applicant submits that applicant is innocent and has been falsely implicated in this case. Applicant is in jail since 4.12.2017. He is a local resident and he is ready to abide by all the conditions and directions, which may be imposed while granting bail to him. Hence, it is prayed that applicant be enlarged on regular bail.

3. Learned State counsel opposes the bail application and submissions made in this respect.
4. Heard both the parties and perused the case diary.
5. Forest Officials of forest department of District-Kabeerdham raided the premises of this applicant on the date of incident and in the search made, one numbers of nail of wild boar, 4 numbers of nails of wild bear and teakwood of 0.029 sqft., all the articles related to wild animals were found in his possession and the seizure was made of all these articles along with other articles used for hunting the wild animals. Forest offence was registered against these applicants. Hence, this case.
6. Considering the material present in the case diary. Applicant is local resident of District-Kabeerdham and the trial against the applicant is likely to take some time before its conclusion. Hence, for these reasons, I am of this view that this is a fit case where applicant should be enlarged on bail.
7. Accordingly, the bail application filed under Section 439 of Cr.P.C. is allowed. It is directed that the applicant shall be released on bail on his furnishing a personal bond for a sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned trial Court, for his appearance as and when directed.

Sd/-
(Rajendra Chandra Singh Samant)
Judge