

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRCA No. 105 of 2021**

1. Madan Sunder S/o Jogiram Chauhan Aged About 50 Years
Occupation - Agriculture, Caste Gada,
2. Sadaram S/o Mahangu Satnami Aged About 65 Years Caste
Satnami,

Both R/o Village Padakidipa, P.S. And Tahsil Baramkela, District
Raigarh (C.G.)

---- Petitioner**Versus**

- State Of Chhattisgarh Through The Sub Range Officer (Circle)
Jhikipali, Range Sarangarh (Sa), Division Raigarh (Forest
Department) District Raigarh (C.G.) Wrongly Mention In
Impugned Order In P.S. Name.

---- Respondent

For Applicants	Mr. MK Jaiswal, Advocate
For Respondent /State	Mr. Roshan Dubey, Panel Lawyer

Proceedings through Video Conferencing**SB.: Hon'ble Mr. Prashant Kumar Mishra, Ag. CJ****Order On Board****2/7/2021**

1. Heard.
2. This is the second application filed under Section 438 of the
Code of Criminal Procedure for grant of anticipatory bail to the
applicants, who are apprehending their arrest in connection

with Crime No.POR No./Forest Crime No.4532/07 registered at Police Station Sub Range Officer (Circle) Jhikipali, Range Sarangarh (Sa) Division Raigarh (Forest Department) District Raigarh (CG) for the offence punishable under Sections 9,50,51 of the Wild Life (Protection) Act, 1972.

3. The first bail application was dismissed for want of prosecution.
4. The applicants have killed Sambhar within the Jhikipali, Saranagarh forest area.
5. Considering the nature of offence, I am not inclined to extend the benefit of Section 438 of Cr.P.C. to the applicants.
6. Accordingly, the bail application is dismissed. However, in the event, the applicants surrender and apply for regular bail, the jurisdictional Court shall consider and decide their bail application expeditiously.

Sd/-

(Prashant Kumar Mishra)

Acting Chief Justice