

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4009 of 2023

Arising Out of PS. Case No.-5 Year-2014 Thana- GOVERNMENT OFFICIAL COMP.
District- Gaya

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JAKIR MIYAN Son of Late Ismail Miyan R/v- Golibadgaun, P.S.- Fatehpur,
District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajay Kumar Sinha
For the Opposite Party/s : Mr.Ajay Kumar Jha

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 04-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner apprehends his arrest in connection
with Forest Case No.05 of 2014, registered for the offences
punishable under Sections 33(b)(c) and 63 of the Indian Forest
Act.

The allegation against the petitioner is that the
petitioner constructed his house on the forest land.

Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in the
present case. The petitioner has got no criminal antecedent as
stated in paragraph-3 of the bail application. It is further
submitted that the petitioner has constructed his house on his



raiyyati land. The dispute between the parties is civil in nature.

The learned APP for the State opposed the prayer for grant of anticipatory bail to the petitioner.

Taking into consideration the facts aforesaid, let petitioner, above named, in the event of his arrest or surrender before the learned court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Gaya in connection with Forest Case No.05 of 2014, subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjani Kumar Sharan, J)

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