

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.22944 of 2023**

Arising Out of PS. Case No.-5 Year-2022 Thana- GOVERNMENT OFFICIAL COMP.  
District- West Champaran

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Sheru Mian @ Sher Mahammad Son Of Abdul Kalam Resident Of Village  
-BAGHAMBARPUR , Police Station- Shrinagar (PUJAHAN), District West  
Champaran

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Brij Kishor Mishra

For the Opposite Party/s : Mr. Binod Kumar

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**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN**  
**ORAL ORDER**

3      04-07-2023                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner is apprehending his arrest in a case  
registered for the offence punishable under Sections 2, 9, 39, 43,  
44, 49(A), 49(B) and 51 of the Wildlife Protection Act, 1972  
pending in the learned court below.

Petitioners and other co-accused persons were hunting  
a Nilgai near Pardeshiya Ghat.

Learned counsel for the petitioner submits that the  
petitioner is innocent and has been falsely implicated in this  
case. He further submits that one person was apprehended on  
the spot who disclosed the name of the petitioner. He further  
submits that for protecting the crops of farmers of the border



area of the forest making afford to catch hold Nigay or got free it from the agricultural field, but in the instant case different colour has been given like making allegation of hunting of Nilgay. He submits that petitioner has got no criminal antecedent as stated in para-3 of the bail application.

Learned APP for the State opposes for prayer for bail.

Considering the aforesaid facts and circumstances, let the petitioner, named above, in the event of his arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount to the satisfaction of the learned Court below, where the case is pending/Successor court, in connection with Forest Case No.05/2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

**(Anjani Kumar Sharan, J)**

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