

C.R. 38/2022 (CIS 37/2022)

Ref: POR No. 5/NR-2022-23 dated 28.09.2022.

Order No. 04 dated 13.12.2022

The record is put up today by filing a petition. Accused Devraj @ Deoraj Thapa and Bandhan Barik @ Sujit Barik surrender before this Court and seek bail. Accused are taken into custody and remanded to J/C till 23.12.2022.

A bail petition is filed on behalf of the accused.

Seen the bail petition filed on behalf of the accused.

Ld. A.P.P. (Forest) raises no objection to bail.

Heard. Considered. Perused the progress report and the record.

This is a case u/s 26(d)/(e)/(f) of Indian Forest Act and u/s 3 of P.D.P.P. Act.

It has been alleged that on 26.09.2022 at about 3.15 P.M. at Sakam Compartment no. 2 (Reserved Forest Block/Compartment) were involved in felling of timber and sawing it.

Accused have voluntarily surrendered

Considering the facts and circumstances, nature of allegations, it appears to this Court that detention of the accused in J/C is not required for the purpose of enquiry.

Consequently, the accused may find themselves a bail of Rs.750/-each with one surety each of like amount on condition that accused shall co-operate in the enquiry.

If on bail, to date (08.02.2023) for appearance.

Recall W/A at once.

D/c by me,

C.J.M, KPG.

Chief Judicial Magistrate,
Kalimpong.

Later.....

Surety namely Ravi Prakash Pariyar & Rabindr Kr. Dhungana has furnished bailbond of Rs. 750/- each on behalf of the accd. persons namely 1) Bandan Barik @ Sujit Baraik and 2) Devraj @ Deoraj Thapa. Bailbonds as furnished are checked and verified and found to be fit/proper and the same are.....

Release the accds. Persosns at once.

Todate.

Chief Judicial Magistrate,
Kalimpong