

**HIGH COURT OF JUDICATURE FOR RAJASTHAN  
BENCH AT JAIPUR**

S.B. Criminal Miscellaneous Bail Application No. 8480/2019

Jagdish Bawriya S/o Katuram Bawriya B/c Bawriya, Aged About 24 Years, R/o Village Thali, Police Station Andhi, Tehsil Jamwaramgadh Distt. Jaipur Raj.

----Petitioner

Versus

State Of Rajasthan, Through P.P.

----Respondent

For Petitioner(s) : Mr. Vinod Kumar Sharma

For Respondent(s) : Mr. Atul Sharma, PP

**HON'BLE MR. JUSTICE G.R. MOOLCHANDANI(V.J.)**

Order

28/06/2019

Petitioner has filed this petition u/s 438 of Cr.P.C apprehending his arrest in connection with FIR No.49/21 registered at Police Station Regional Forest Officer, Ajabgarh Bagh Priyajna Sariska for the offences punishable under Sections 9, 27, 29, 31, 39, 50/51 of Wildlife Protection Act.

Learned counsel for the petitioner has submitted that petitioner has got apprehension that he would be apprehended without any justified reason, he has not committed any offence and the police is haunting to arrest him, so far as the main accused-persons from whose possession dead animal (rabbit) has been detected, have already been enlarged on regular bail by the court below and the contents of FIR are self indicative that two persons were shown to be plying on a motorbike with alleged flesh of dead animal and petitioner has got nothing to do with those two

persons because both the alleged accused-persons have already been enlarged on regular bail by the court below, petitioner is innocent, his prestige shall be disparaged if he is arrested.

Learned Public Prosecutor has opposed the bail application.

Heard and gone through the order impugned, which is enough to indicate that two persons have been found going and passing by a motor bike with raw meat of a dead animal (rabbit).

Considering the aforesaid, without commenting on the merits of the case; I deem it fit to grant pre-arrest bail to the petitioner.

Resultantly, it is ordered that in the event of arrest, petitioner be admitted to bail subject to satisfaction of the investigating officer/ SHO concerned. Petitioner shall join investigation as and when required by the police and shall not leave the country without prior permission of the court. Petitioner shall not tamper with the prosecution evidences.

(GIRI MOOLCHANDANI) V. J.

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