

CHHATTISGARH VANOPAJ (VYAPAR VINIYAMAN) ADHINIYAM, 1969

1969 363 1969 9/1969 31 1969 q. R. ft. 2 1969 H. 1943-1953 21438 - (xr) 1 1969 gé) (State Monoploy) (Nq-rq-#gq) fh-qftr-fä7 a-qq fifiqq;-T) 9/1969 q. (a) (b) (c) (Regulate) a-a I (Proceeds) fr-a-šr (Control and Supervisory powers) TrqT; (q. X R. 3 1969 1586) 1969 ART I (3) •ä-rrr_ 1 (3) (Specified) QI) 23 Table) fr--* (9/1969) 1 (3) 364 t-TRT 1 (3) (RI) q. R. [qrttl (1) (2) *.3544-X-69 21-6-1969 - 9/69_ (1) 10 1970-q. 1969 9/1969) 1 (3) 1 G) 1970 (B) - (Tectona Grandis) (Shorea Roubasta) (Terminetia Tomentosa) NT (Pterocarpus Massupium) 2 (2) (Coupes) (Supervision) (1) 1. 2. (2) 1. (3) 1. 2. 3. 4. 5. 6. 1. 2. 3. 1. 2. 3. 4. 5. 6. (4) qq-rrq-t qrgT (1) 3. 4. q.y. afaâzrq, 1969 (3) 1. 3. zr«T 2. 3. 4. 5. 6. 1. 3. 4. 6. 1. 4. 25.] 31. 3. 4. 5. 1. 33 [—1 4. 365 (2) 4. 5. 8. (4) 5. 3. 1. 813-1712-X-3-71 20-7-1971 I 2. 5, 6, 7, 8 813-1712-X-3-71 20-7-72. 3. 20-7-71 1, 13-8-1971 y. 1012 366 (1) 6. (2) 10. 11. 12. 13. 14. 15. 16. 3. 6. 1. 2. 3. 5. 2. 3. 2. 1. 3. 1. 1. 2. (3) fi9-â(T (4) 4. 5. 6. 4. (Chhura) 4. 50 6. 367 (1) (2) 18. 19. 20. 21. q.y. 1969 (3) 3. 5. 6. 1. 3. 4. 6. 7. 8. 3. 4. 6. 7. 8. 9. 3Tq-ö-aor 10. 11. 1. 3. 4. 6. 7. 1. 3. 4. 6. 8. (4) R. R. 10 1970 1289-1292] 368 (1) 1. 2. 1. q. (+4T(T) (2) 704-503-x-3-72 R. 12 1972 (q. R. 12-6-1972 q. 1734) 1 (3) (ii) 1290-986-x-3-72 R. 14 1972 (q. R. 14-9-1972 y. 2300) t-IT(T 1 (3) (ii) 706-503-X-3 R. 12 1972 (q. R. 12-6 1972 q. 1735) 22 A (3) ft-a. 3. (Terminalia Tomentosa) (4) (Dalbergia Latifolia) (Tectona-Grandis) (Shorea Roubursta) (Pterocarpus Massupium) (Dalbergia Latifolia) F-30-31-73-111-1-X f<.30 1973 1969 1 (3) (11) g. R. 30-6-1973 2268) 1. ITT4Q7,2. 7. ft-qq0r,8. (Tectona grandis) (Shorea Robusta) (Pterocarpus massupium) (Dalbergia Latifolia) q.y. 1969 369 18-6-73 -Ill-I-x ft. 9 (q. R. 9-11-1973 3636) 1 (3) (ii) 3TfÄfi-qq (2) (1) (1) (1) 1. (3) Bamboos of all Species GÄUZÄT), 18-6-73 111-11-X ft. 9 1973 (H. R. R. 9-11-1973 q. 3637) 1 (3) (ii) (2) (3) (Salai) (Boswallia Serrate Timber) fr-cn*-g 30-1-75-3-x-1, R. 9 1975 fix R. 10-10-1975 H. 2302) (2) (3) (Acacia Catechu) W- 31-9-7531-X R. 9 1975 (qn. 9-12-1975 q. 2740) 370 (1) (1) 1. (1) 1. ttÉr (1) (3) (ii) gi tt-a-r qh-m.--â I (2) (3) (Sal- Seeds) q-q-q*qtq-rfi, w-30-37-76-111-X R. 24 1976 24-9-1976 H. 2867) (2) frä- fiqrg, frog, (3) (Tectona grandis) (Shorea Robusta) (Pterocarpus massupium) (Dalbergia Latifolia) 30-16-1974-E-31-1, R. 31 1974, (q. g. 31-8-1974 H. 2101) 1 (3) (ii) gg sq-q I (2) (3) (Tectona Grandis) (Shorea Robusta) (Pterocarpus massupium) (Dalbergia Latifolia) q.y. 1969 371 'afi+' 0, 4 ävgüšrg, 20, 1959); her) (q) I dx, (Ä5?1T) (g) 8) (Resin), (Salai Resin), VJT«, VålVTtr', 181 3TfÄfrQq, 1927 (Æ 16, 1927) (1) (Z-3) (Unoccupied) (Tenant) (Government Lessee) (Holder of Service land) 3ATdT i, 1986 28, 1968) 3Fa-Jf-a 1. A.R. • 16/2002 (q.*. 30-08-2002) (71) 6 (1) 2. 5 1974 2-2-74 161 I 3. •1241/21/A, 5-5-75, 5-5-75, y. 119) I 372 (q) (30 (z) (g) (Z) (UT) [8T(T2 (Tenure) (Licence Vendor) 13 (Retail sale) i, Q, KITT, Q, ft-%--q; 'fifiEg (Specified Area) (Tenant) (Occupancy Tenant) 'qmtr' (Tenure Holder) (Kashtha) (Standing) tr, (Fashioned) (Hollowed) 3V-ßT 1. 2. 3. 4. 5. 6. 7. (Tectona Grandis) (Shorea Robusta) (Pterocarpus massupium) (Ouginia Dalbar goides) (Dalbergia Latifolia) (Annogeissus Latifolia) (Terminalia Tomentosa) 28 1983 9 1983 2264) 373 8. 9. 10. 11. 12. 13. q.y. 1969 (Madhuca Latifolia) (Chloroxy on Swietenia) (Pongamia Glabra) (Diospyros meleroxylon) (Lagerstrosmia Parviflora) (Boswellia Serratta) (90 - - Gog) -a-ti •i_ -a-q-t Æ. 16/1927 I üotr EIRT 2 1969, 26 (8) 41- (Specified) (Confiscation) i, 1 (3) 3Tß' gall I q. R. 1969 ft. R.W. 4 - (1992 FLT 35) 3TfrÄfrpqq, 1984 EllXT2 (4) - 21- Kendu Leaves - (KENDU- LEAVES) (Specified) 1984 ft. éZ%R1992 FLT 14 • seizure I - 457 cr P.c. 11 16 - 1992 FLT 14 (Page 19) R.n- 1992 FLT 109 451, 457, q. *.æi. i); (qrr 52- (IFA) 1927); (Specified Forest Produce) q. R. aftfizrq, 1980 I (Oz q.z fi.fivvra- 1988 (1) R.zü.*a 44) i 374 fafil*g fiA-fiF1 3Tfi-ßRif I fiNT I 5. fififig - (1) 1. (Barter) I 12 (3 Fl, zrr ü-JIT 1. 28 1983 9 1983 2264) 4 (2) 2. Vl.y. 16/1990 21 1990 1937 1938 5 (1) 11 I (1990 FLT Part 11 P. 4344) (1990 M.P. Law times part IV page 86-87). 1969 a; Jtpi-rr zrr (Consumption) I 375 1. 2. (zrfr4RT - q.x ft. 23 1969 2269 6880-X-69 ft. 23 1969 5 (1) (a) ØI, ÄRT, ft-ft-d 11 2000- 1969 5 qft-q--ü 100/- • 1990 (h 16 1990) 2 (q.*. 21-8-90 qz 1937, 1938) 5 (2) 'TT' q.*. 1986 (m 15 1987) 24-1-87 322-323 1987 VIII y. 30-36); 376 (1) (2) (3) 100/- (4) (5) 10/- 4. 25/- (ÄR. 1, 22-9-2000 1191 (1) (2) 16/1990 2 15/1987 R. R. 24-1-1987 321-326) ft. Oz q.z- 1982 u. 4. 135 ä Qi, 1961 27 1-11-1961 (Promulgated 7.5. ft. 1991 FLT 112 q. R. 302/24-2-1961 27 1-11-1961 1961 27 29 I q. R. 1969 5 q-R -a-a-r -at 16 5 q. R. 1969 (1) (3) (Specified) 7TqT 3174 5 (Explanations) I 5 (2) (Exceptions) ft-a a-qÄ 1959 241 q.y. 3Tüšrq, 1969 377 241 MPLRC 1959 I R. 1969 5 16 @77TÜ- ft. 1991 FLT 112) 7.7. gatr.n , ezq.w. ft.fivqra 1988 (1) 7.7. tr.*z 44 = 1988 77 (q. 285); (Vehicle) (Cattle) (Confiscate) 19 Composition of offences 19 (3) ft. 1984 7.7.äi.7. 44); (Confiscation) ft. Oz 7.7.-1983 7.77. 7. 452 - 1983 q.v.ar.7. 406, ft.-ez 7.7. 1984 7 54 (IFA) I ft. 7.7. 1985 7.77.7. 482 (Empress of India vs.

Nathu Khan (1882) ILR 4 Allahabad 417-relied on), ft. (1900) ILR - 27- Calcutta 450) - 52 54 - IF Act 1983 1-11-1983 I (Retrospective Effect) 1-11-83 I 1-11-83 7/10 1982 (Confiscation) DFO ft. ez u. (ft 1633 of 1982 (i) 28 1990 - qt.æir. i. R. 1991 FLT (Summao) 19, - (QT 55 IF Act) 1969 - 5, 12 13 - (Private individual) 1991 FLT (Summary) 18 O.V. g*fE7trü.ü.) ; (M.R No. 2369/83- relied 1991 (1) zy.ü.*z '86) — 1991 FLT (Sum.) 18 1 378 [6-7 117. *tt- fiH-fiFf AT f4-€r L. 6 7 16/2002 A.R. fü. 30 2002 I (dtq) a, (ZIR) -Ä q-q -q-fi -d I (5) qfiAfi faffi-g Jä, qü, fai 30 (5) 15 firqa 3*TßTfigrq 8-9 | tr.y. aff\$raq, 1969 379 (Displayed) fä-q üfi-æ-g 7 ffJTf fifi-æ-g fi-tQT q;-1-T vqt-TRT (1) å, tifi (4) fib, 380 [qrtT 10-12-Äi (2) (Specifically) f<AT q-ü, I 69 1 301kT, 1969 31fiTfi-q, 1969 11 10. - 11. - (1) fiqfrrr fafil?-g fir-a-fir-qi 11 D.F.O. (2) 1973 q. 1969 11 D.F.O. -Rr frTä-a i- ft. Oz u, 1983 ar.7. 1 7), 12. tfifig (disposal)- 12 1. q.x 1986 (15 87) 24-1-87 322-323) 1987 VIII Tå. 30-36). 13 | q.Y. 1969 V 381 i) I fafiqtdT, (€17) (2) Éfiqfa-r, fifi-qt-a-r, 11 12 1. q. 190 ft. 1983 579) 1 2. 12 (3) q. g. 16/1990 (q. R. 21 - 1990 1937/1938) I (q. R. FIT. IV (1990) 86-87) 13. (1) 1. 15/1987 @qxamn. 24-1-87 y. 321-26) KRI • 382 [artT14 (Terms) 14. 3Tqü (Authority) (Delegate) *It, 14 18-1-87-x-3(1) 26 1990- (qx R. 28-12-90 5109) 15 (1) 18-1-87-X-3 (2) t. 1990- 15(2) fix. R. 28 1990 5110) 18-1-87-X-3 26 1990- 15(3) i-(qx. 3TqrqTOTf<. 28-12-1990 5110) F-18-3-87-x-3 6 Tßtr, 1990- R. 8 1990 1 15(3) I 4248-X-69 1 1969 qn. R. 1-8-1969 1917-1918) 14 (1) (2) (3) (4) sqq, I 19 (1) - 6880- 69 23 1969 R. 23 1969) 5 (1) 4247 -A-X-69 t. 1 1969 ft. 1-8-1969) 15 (1) 15 q.y. 1969 383 R. 6 1990 R.8 1990 1) q. R. fiqTIT) 18-1-87-X-3 (1) (2) R. 26-12-1990 15 (1) 15 (2) 15(3) D.F.O. I 15. afizröJr frzrr:- RIÄ, (Vehicle) AT (Receptacle) 3Afi•q I fififi-g zrr 3(3) (seize) filtg i) (Bulk) filiré 1. 26-12-90 28-12-1990 5109, 5110 Rhz- 18-1-87-X-3 (1) & (2) 26-12-90 15 15 (2) I 16/1990 (21-8-90) 2. 15(1) (2) 15(7) 1990 (n 16 1990) 1 21-8-90 y. 1937) ZIZAI- 1990, IV, Page 86-87 [AR 18-7-85 (3) (2) 20-8-87 15 (1) 21-8-87 yg 1646] 3. 15(3) 18-1-87-X-3 26 1990 D.F.O. (DFOs) I 384 tfä [15 1 (Undue delay) (5) (4) (Confiscate) Aft, i, (Precautions) I 1974) 102, 103 ti, 15 A- 15 (1) (2) (7) aft. 16/1990 R. R. 21-8-1990 q. 1937-1938 I 15 Ärq•rt 1969 385 (1) (Vehicle) Vehicle (Confiscate) u. ft. 1991 (1) 1991 FLT (Summary) 16 "Section 15 of Madhya Pradesh Van Upaj (Vyapar Vlniyaman) Adhiniyam, 1969, as amended by the amending Act 1987, entitles the authorised officer to confiscate not only the forest produce, but also the vehicle carrying the same, in case the forest produce is found to be involved in a forest offence. An authorized officer will, however, not order confiscation of the vehicle, if the owner thereof proves that he was not aware of the commission of the offence"- (vehicle) (FT: fr-*•q i- ft. (1991) (1) zzü.*. 86=1991 FLT (Sum) 18 u. tr.ü. N. ez- 1994 FLT74 ETRT 55 (IF Act) 3TfrT "Without the knowledge or connivance of the owner of the vehicle" ? qvt recanvass (Qq 7-A NT 8) - 1994 FLT 74 (q-xrq), (Man & Company V. Forest Range Officer 1967 268-qzaür) 3 1994 FLT 75) 9- 1994 FLT 74 (at page 77)- Knowledge being a mental state can not be proved by direct evidence. It has to be inferred from a totality of circumstances") separate enquiry i, (tz B. 1986 39- a-TfÄ80T i) 1990 FLT 162 ga-TT Shift 386 [15-75 1976-qrq 44 (2-C) (Qtr 15) air qt- H. (1976) (Vol. 35) 357- 13 - 1990 FLT 162 (165) 6-B (2) (1991) 1 q.zü.*. 66 q.z) 15 (6) (QT 1986)- Timber (Confiscated) (Vehicle) ft. 1997 (1) JIJ 315 Gh, (Qr fifty t) ü-rrr, trq (Suo-motu) (waive) (3) aft, (Preservation) (Disposal) tr) (Interim) q.y. zqq 1969 387 (Peruse) a-a-a, zrr (Modification) • fiqzft (7) (Consequential Nature) QT(T i, qirax, *TIT, tea, 388 [15-q-q 1973 (1974 2) fifi-e-q•q I (5) æifra-r, 1973 (1974 2) 15-q. (Bar)- 15 (5) 15, 15Ä, (disposal) 15 (5) 15 15 (Seized) 15-q Ä--qor i, Rü, 7Tlfr4t, 15, 15Ä, 15-a, (ænrq 1969 16-19 | 389 16. AT (Forfeit) 3qq 17. (ågD (Attempt and abetment)- ZIT (Abets) 18. (Cognizance of Offences)- (Not below the rank of a Divisional Forest Officer or by any other officer) äRT, tr, fi@ré 18 4247 q/q/69 R. 1 1969 1 1969 18 ÄRT- (Cognizance) I 19. yvrq-q- (1) fiÄ 1. AR. 3Tf@fiqq 1990 (m 16 1990) 16 I 21-8-90 1937-1938) 1990 IV q. 86-87). 390 tfä (Estimated) I [QRT20 (Discharged) I fiA Gh, (D.F.O.) -q-ti -a-rfl I 19 (1) Composition of Offences - 19 19 (1) estimated I 19 (1) 19 (2) 19 (1) ft. Oz 1979 613= 1979 545) (u*ré) (1983 ft. q.z- 1988 7.7.at 7. 600 (F 603); (2) 19 (1) 457 CrPC 19 (1) 457 CrPC Agitate ft. üzq.w.- 1983 (1) 295 = 1983 ai 1378 = 1983 452 = 1983 406) "Though Section 19 (1) (b) provides that any property other than specified forest produce, which has been seized as liable to confiscation, the same may be relased on payment of the value thereof as estimated by the officer concerned. But this matter can not be agaitabed in proceedings under See 457,,, I 20. (Saving)- (1) ZT(T, 21] q.y. 1969 391 itrtrT 21. (1) COT) (RAO E-(g) F-fi) F) G-(Ø) (IF;) (817) zrr I 10 10 I (1) 11 (1)] 12-q; (3) (Consideration) 1986(Æ 1987) 2. q.g. 1990 (n 16 1990) I QR. 21-8-90 1937-1938 21(2) GG) (Consideration) 1990 IV H. 86-87) 392 üfit [22-2E gg 13 H-H-I [(qq) 15 (5) HHH-1F-q-q) I 15 (1) 22. 1927 tfifig 3fifiqq, 1927, (1927 æi. 16) t, ZT(T I 3Ffig 22Ä. (Exclude) (1) (2) *-rtr (31fr-TFT AG-25-28-03-q-q-3 28 2003.- 3ftfiqq, 1969 (n 9 1969) (1) gg, 1 Fit, 2003

HR. 1 4-7-2003 1462 1 1 1. • 1986 (n 15 1987) 2. qg. 1986 (n 15 1987) I 23 | q.y. 1969 393 23. 1969 (Æ 9, 1969) I 22, 22-q 23 (1) (Covered) (2) (Exclude) (3) 9/1969 1927 q. R. 25/1983- (qrq 52- I q. R. 25/1983 1-11-1983 1-11-1983 52 54 1 1-11-1983 52 @ 25/1983 52 I 52 (Confiscation) Vehicle 1-11-1983 I (1) ft. -g ant 1984 4-10-1982 25/1983 R. 1-11-83 (2) 1991 1, 19/20 1981 - 25/1983 I Retrospective effect 1-11-83 I (3) ft. era zzz- 1988 600 qn. 25/1983 R. 1-11-83 gaff q. R. 9/1969 q. 9/1969 15/1987 22 1969 (Covered) 16/1927 I 22 1927 q. R. 25/1983 1-11-1983 52 (q. R) 1969 15/1987 394 (Confiscation) 3Tfñfi-q qT I (4) ft. ZZ- 1994 (11) R.n 145 qq.Rt. q. X. 27, 28 1983 1927 q. R. 25/1983 1-11-1983) fi--q•T (Qq 3, 8) 1994 (11) q. 145) (q. R) I ft. 1994 (1) 368 (qfæ-aga*.gå- 8#é) 25/1983) (Confiscation) 457 451 1973 cease (æp:rrq) i- frZTT.'- "The Seizure of the truck by the police officer for the forest offence coupled with the offence under Penal Code or any other enactment, in the opinion of this Court, will not make any difference after the intimation of initiation of proceedings under Sec. 52 (4) of Confiscation and the jurisdiction will stand ousted of the magistrate concerned to deal with the subject-matter so seized for passing the order interim or final custody under the provisions of Sec. 451 and 457 cr P.c." 1994 (1) M.P.J.R. 368 para 11- (H.c., M.P.) Justice S.K. Dubey); (1) H. - 1988 (seize) I 52-C (IF Act) 451 CrPC ousted I (2) ft. eeu-fÆfi77fi&7T. 59/1989- fiÜITqR. 13-4-1994 Unreported case View i; (3) ft. - 1987 1314)Ä qr(T 52-B (2) (IF Act) 52 (IF Act) ft. - 1992 u. 159 - (seize) 353, 186 34 (IPC) g31T 52-C (IF Act) B. Oz u. - 1987 423 451, 457 CrPC (not saved) I (1994 (1) u. tr.*z 48) Slabs Seize 457 CrPC CJM 1-3 | tfñqtFT) frzrq, 1969 395 ft. (1985 MPWN 44) u. ft. (1991 (1) utr.*z 118- ft. 1994 (1) 368 (p. 373 Qq- 12) (distinguished) 52-C (IF Act) qt, 451, 457 CrPC ousted qt I

