

Ref.No.51262/82-WL3
Dated: 23.9.1982.

Office of the Chief Conservator of
Forests Andhra Pradesh:Hyderabad.

Sri A.K.Mathur,I.F.S.,
Chief Conservator of Forests

CIRCULAR NO. 20/82

Sub:-Forest offences and offences against Wild life
(Protection) Act-Statement of accused recorded
by Forest Officer Admissibility - offence by
company - Culpability of partners - Possession of
Animal Trophy etc. - Proff to the contrary -Reg.

Ref:-1.CCF's Circular No.8/78 issued in Ref.No.42429/78
F3 dt. 7.4.1978.

2.Order of Delhi High Court, dt. 26.5.1981 CrI.Revn.
No.33/81.

-:-

In the reference 1st cited, copies of judgements
of High Court of Bombay, High Court of Madras and High
Court of Andhra Pradesh were communicated. The judgements
deal with the admissibility of the Statements of accused
recorded by Forest Officers.

2. In " Babulal and another vs. the State and others"
a similar question was examined by the Hon'ble High Court
of Delhi and it was held that where a confession consisting
of inculpatory and exculpatory parts, is recorded, it is
permissible to believe one part and dis-believe another.
It is also held that incriminating trophies were found
in the possession of a firm, the partners of the firm
and other persons in physical custody of the incriminating
trophies are criminally liable in view of Sec. 57 of the
Wild Life (Protection) Act.

3. The judgement will be useful for the Forest
Officers of the State on the various questions of law,
a copy of which is forwarded herewith. The Forest
officers in the State are requested to read, understand
and make use of the judgement.

The receipt of the circular should be acknowledged.

Sd/- A.K.Mathur
Chief Conservator of Forests and
Chief Wild Life Warden.