

AZAD GOVERNMENT OF THE STATE OF JAMMU AND KASHMIR
LAW, JUSTICE AND PARLIAMENTARY AFFAIRS DEPARTMENT
MUZAFFARABAD

No. 402-408/LD/Leg/95. The following Act of the Assembly received the

assent of the President on 7th April, 1995, is hereby published for
general information:-

(ACT V OF 1995)

AN

ACT

to amend the Jammu and Kashmir Forest Regulation 1930

WHEREAS it is expedient to amend the Jammu and Kashmir Forest
Regulation, 1930 (Regulation II of 1930), in the manner hereinafter
appearing;

It is hereby enacted as follows:-

1. Short title and commencement:-(1) This Act may be called the
Jammu and Kashmir Forest Regulation, 1930 (Amendment) Act,
1995.

(2) It shall come into force at once.

2. Amendment of Section 28, Forest_Regulation, 1930:-In the
Jammu and Kashmir Forest Regulation, 1930 (Regulation II of
1930), hereinafter referred to as the said Regulation, in Section
28,-

(a) in sub-section (1) the words "with the connivance of the
owners there" shall be omitted; and

(b) after sub-section (I-J-A) the following new-sub-section

(II-B) shall be inserted,-

"(I-B) Any Forest Officer found guilty of abetting an
offence, under this regulation, shall be punished
with imprisonment of either description for a
term which may extend to three months, or with
fine which may extend to five thousand rupees,
or with both."

(c) after sub-section (4) the following new sub-section (4-

A), shall be inserted, namely:-

"(4-A) The officer confiscating any property under sub-
section (1) may release such property on
payment of penalty which may extend to eleven
times but shall not be less than four times of the
market value of confiscated forest produce.

Explanation:- For the purposes of this Regulation market value

of the forest produce means "market value" fixed by the Chief

Conservator of Forests from time to time."

(d) in sub-section (6) the full stop at the end shall be
substituted by a colon and thereafter the following
proviso shall be added, namely:-

(e)

“Provided the revising authority, may on revision confirm, set aside, vary or modify the order under revision as it may deem fit.”

in sub-section (9 for the figures “Rs. 50,000/-“ at both the places and “Rs. 5000/-“ the words “one hundred thousand rupees” at both the places and “ten thousand rupees” shall respectively be substituted.

Amendment of Section 56, Forest Regulation II_of 1930:- In the said Regulation, in Section 56, the words “except Section 28”, shall be omitted.

Addition of Section 56-A, Forest Regulation I of 1930:-In the said Regulation after Section 56, the following new Section 56-A, shall be inserted, namely:-

“56-A. The forest produce alongwith its means of transportation referred in sub-section (1) of Section 28, on its confiscation by any Police Officer, shall be handed over to the Divisional Forest Officer concerned and the person arrested shall be brought before the Forest Protection Officer having jurisdiction in the case or in his absence, before any other magistrate, within twenty four hours, excluding the time necessary for the journey from the place of his arrest.”

Repeal:-The Jammu and Kashmir Forest Regulation, 1930 (Amendment) Ordinance, 1994 (Ordinance XXXIX of 1994) is hereby repealed.

Sd/- (SYED SHAKIR SHAH)
DEPUTY SECRETARY LAW.