

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.194 of 2018

In

Civil Writ Jurisdiction Case No.3423 of 2017

=====

Manoj Kumar Singh Son of Yogendra Singh, Resident of Mohalla - New
Diliyan, Dehri, P.S. Dehri, District - Rohtas

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Forest Department,
Govt. of Bihar, Patna ,
2. The District Magistrate, Rohtas at Sasaram
3. The Divisional Forest Officer - Cum - Authorized Officer, Rohtas Forest
Division, Sasaram, District

... .. Respondent/s

=====

with

Letters Patent Appeal No. 205 of 2018

In

Civil Writ Jurisdiction Case No.3880 of 2017

=====

Narendra Kumar S/o Dinanath Singh Resident of Village-Barka More, P.S.-
Sasaram M, District-Rohtas.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Department of Forest
and Environment, Bihar Patna ,
2. The Divisional Forest Officer-cum-Authorized Officer, Rohtas Forest
Division, Rohtas at Sasaram.
3. The Forester Darigaon, Rohtas.

... .. Respondent/s

=====

with

Letters Patent Appeal No. 831 of 2018

In

Civil Writ Jurisdiction Case No.7515 of 2017

=====

Pawan Kumar Son of Bharat Singh, resident of Village- Muzaffarpur, Police
Station- Baruhi, Police Station- Sahar, District- Bhojpur, Ara.



... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Department of Forest and Environment, Bihar Patna ,
2. The Divisional Forest Officer cum Authorized Officer, Rohtas Forest Division, Rohtas at Sasaram.
3. The Forester Tilauthu, Rohtas.

... .. Respondent/s

=====

with

Letters Patent Appeal No. 883 of 2018
In
Civil Writ Jurisdiction Case No.8131 of 2017

=====

Subhash Chand Son of Ramesh Chand, Resident of Village-Shyampur
Malakpur Road, District hapur U.P..

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Department of Forest and Environment, Bihar Patna
2. The Divisional Forest Officer-Cum-Authorised Officer, Rohtas, Forest Division, Rohtas at Sasaram,
3. The Forester Tilauthu, Rohtas.

... .. Respondent/s

=====

with

Letters Patent Appeal No. 456 of 2018
In
Civil Writ Jurisdiction Case No.1852 of 2017

=====

Parmanand Sah Son of Panna Sah, Resident of Village- Khuddi, Police
Station- Chand, District- Kaimur Bhabhua.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Forest Department, Govt. of Bihar, Patna ,
2. The District Magistrate, Rohtas at Sasaram.
3. The Divisional Forest Officer-cum-Authorized Officer, Rohtas Forest Division, Sasaram, District- Ro

... .. Respondent/s

=====

with



Letters Patent Appeal No. 215 of 2018
In
Civil Writ Jurisdiction Case No.3789 of 2017

=====

Ramdhani Singh S/o Late Ghura Singh Resident of Village-Bhanpur, P.S.-
Karghar, District-Rohtas.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Forest Department,
Govt. of Bihar, Patna ,
2. The Divisional Forest Officer-cum-Authorized Officer, Rohtas Forest
Division, Rohtas.at Sasaram.
3. The Forester Darigaon, Rohtas.

... .. Respondent/s

=====

with
Letters Patent Appeal No. 829 of 2018
In
Civil Writ Jurisdiction Case No.8987 of 2017

=====

Sunil Kumar Singh Son of Vijay Bahadur Singh, resident of Mohalla-
Company Sarai, Police Station- Sasaram, District- Rohtas.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Department of Forest
and Environment, Bihar Patna ,
2. The Divisional Forest Officer cum Authorised Officer, Rohtas Forest
Division, Rohtas at Sasaram.
3. The Forester Darigaon, Rohtas.

... .. Respondent/s

=====

with
Letters Patent Appeal No. 885 of 2018
In
Civil Writ Jurisdiction Case No.7776 of 2017

=====

Sanjay Kumar Son of Nageshwar Singh, Resident of Village-Rakashiyan P.S.
Dulhin Bazar, District Patna.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Department of Forest
and Environment, Bihar Patna ,
2. The Divisional Forest Officer-Cum-Authorised Officer, Rohtas, Forest
Division, Rohtas at Sasaram.



3. The Forester Dorigaon, Rohtas.

... .. Respondent/s

with
Letters Patent Appeal No. 887 of 2018
In
Civil Writ Jurisdiction Case No.8550 of 2017

Anup Kumar Gupta Son of Kanhai Prasad, Resident of East Mohan Bigha,
P.S. Dalimya Nagar, District Rohtas.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Department of Forest and Environment, Bihar Patna
2. The Divisional Forest Officer-Cum-Authorised Officer, Rohtas, Forest Division, Rohtas at Sasaram.
3. The Forester Tilauthu, Rohtas.

... .. Respondent/s

with
Letters Patent Appeal No. 804 of 2018
In
Civil Writ Jurisdiction Case No.8534 of 2017

Raju Kumar Son of Late Ram Surat Singh, Resident of Mohalla- Fazalganj,
Police Station- Sasaram Model, District- Rohtas.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Forest Department, Govt. of Bihar, Patna ,
2. The District Magistrate, Rohtas at Sasaram.
3. The Divisional Forest Officer-cum- Authorised Officer, Rohtas Forest Division, Sasaram, District- Rohtas

... .. Respondent/s

with
Letters Patent Appeal No. 830 of 2018
In
Civil Writ Jurisdiction Case No.9375 of 2017

Shorab Khan Son of Sharfarj Khan, resident of Village- Dangra Dobhi,
District- Gaya.

... .. Appellant/s

Versus



1. The State Of Bihar through the Principal Secretary, Forest Department, Govt. of Bihar, Patna ,
2. The Divisional Forest Officer cum Authorized Officer, Rohtas Forest Division, Rohtas at Sasaram.
3. The Forester Tilauthu, Rohtas.

... .. Respondent/s

with
Letters Patent Appeal No. 884 of 2018
In
Civil Writ Jurisdiction Case No.7975 of 2017

Nagendra Singh Son of Shiv Pukar Singh, Resident of Village-Sanat Bigha, Mathurapur, Akhori Gola, P.S. Akhori Gola, District Rohtas.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Department of Forest and Environment, Bihar Patna
2. The Divisional Forest Officer-Cum-Authorised Officer, Rohtas, Forest Division, Rohtas at Sasaram.
3. The Forester Tilauthu, Rohtas.

... .. Respondent/s

with
Letters Patent Appeal No. 797 of 2018
In
Civil Writ Jurisdiction Case No.8504 of 2017

Guput Prasad son of Keshwar Prasad Resident of Mohalla - Company Sarai, Rouja Road, Sasaram, Police Station - Sasaram T, District - Rohtas.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Forest Department, Govt. of Bihar, Patna ,
2. The District Magistrate, Rohtas at Sasaram.
3. The Divisional Forest Officer-cum-Authorized Officer, Rohtas Forest Division, Sasaram, District - Rohtas

... .. Respondent/s

with
Letters Patent Appeal No. 888 of 2018
In
Civil Writ Jurisdiction Case No.8545 of 2017



Anup Kumar Gupta Son of Kanhai Prasad Resident of Village-East Mohan Bigha, P.S. Dalmiya Nagar, District-Rohtas.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Department of Forest and Environment, Bihar Patna ,,
2. The Divisional Forest Officer-Cum-Authorised Officer, Rohtas, Forest Division, Rohtas at Sasaram,
3. The Forester Tilauthu, Rohtas.

... .. Respondent/s

with

Letters Patent Appeal No. 827 of 2018
In
Civil Writ Jurisdiction Case No.7815 of 2017

Raju Ranjan Kumar son of Kamta Prasad resident of Village - Snath Bigha, Sidhauli, Police Station - Dalmiya Nagar, District - Rohtas.

... .. Appellant/s

Versus

1. The State Of Bihar, through the Principal Secretary, Department of Forest and Environment, Bihar Patna
2. The Divisional Forest Officer cum Authorized Officer, Rohtas Forest Division, Rohtas at Sasaram.
3. The Forester Darigaon, Rohtas.

... .. Respondent/s

with

Letters Patent Appeal No. 832 of 2018
In
Civil Writ Jurisdiction Case No.7565 of 2017

Satendra Kumar Son of Late Lal Mohar Singh, resident of Dalmiya Nagar, Police Station- Dalmiya Nagar, District- Rohtas.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Department of Forest and Environment, Bihar Patna ,
2. The Divisional Forest Officer cum Authorized Officer, Rohtas Forest Division, Rohtas at Sasaram.
3. The Forester Tilauthu, Rohtas.

... .. Respondent/s



Appearance :

For the Appellant/s : Mr.Rajani Kant Singh
For the Respondent/s : Mr.Sarvesh Kumar Singh- Aag13

**CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER**

(Per: HONOURABLE THE CHIEF JUSTICE)

4. 15-03-2019 Heard learned counsel for the parties.

It is pointed out that the issue raised in these appeals are now concluded by the decision of the Larger Bench vide judgement dated 1st of November, 2018 that has been incorporated and followed by our Division Bench in the case of Baleshwar Roy Vs. State of Bihar & Ors, 2019 (2) BLJ 147.

Consequently, in view of what has already been held, we dispose of these appeals with liberty to the appellants to approach the concerned District Magistrate for passing an appropriate order within six weeks provided the appellants furnish the security bond to the satisfaction of the District Magistrate, who shall pass the order in relation to the release or otherwise.

In the event the matter of confiscation is pending before the Divisional Forest Officer/Authorized Officer or before the concerned Secretary of the Department before whom the revision is pending they shall pass appropriate orders within



six weeks from the date of production of a copy of this order.

Accordingly, the appeals stand disposed of.

(Amreshwar Pratap Sahi, CJ)

(Anjana Mishra, J)

Saif/Jagdish/-

U			
---	--	--	--

