

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1976 of 2019

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Madhuri Devi Wife of Sri Kamlesh Kumar R/o- Village- Badki Paipura kala,
P.S. paliganj, Dist- Patna

... .. Petitioner/s

Versus

1. The State of Bihar Principal Secretary, Environment and Forest Department,
Govt. of Bihar, Patna
2. The Conservator of Forest, Wildlife Circle Patna
3. The District Magistrate-Cum- Appellate Authority Rohtas at Sasaram
4. The Authorized Officer-cum- Divisional Forest Officer Rohtas Forest
Division, Sasaram
5. the Forestor, Tilauthu Rohtas

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Vinay Mistry
For the Respondent/s : Mr. Chitranjan Sinha (PAG 2)

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 14-02-2019 Heard learned counsel for the petitioner and the State.

Learned counsel for petitioner submits that he has filed
revision against the order dated 23.10.2018 vide Annexure-3
which is still pending .

From perusal of Annexure-3 which is annexed to the writ
petition, it appears that revision was filed on 19.11.2018. It
further appears that vehicle of the petitioner bearing
Registration no. JH 07E-2973 has been confiscated in terms of
the provisions of Section 52 of the Indian Forest Act. This Court
further finds that vehicle is lying in open sky and the same is
liable for damage if the same is not released within short time.
Therefore, Revisional Authority (respondent no.1) is directed to



dispose of the revision filed by the petitioner, after looking into all the supporting document and affording opportunity of hearing to petitioner, within a period of three months from the date of receipt of copy of this order.

Let this order be communicated to respondent no.1 (Principal Secretary, Environment & Forest Department, Government of Bihar, Patna for compliance.

It is made clear that in the event Revisional Authority does not dispose of the revision filed by the petitioner within the aforesaid period, the revisional Court shall release the vehicle of the petitioner provisionally after verifying the relevant documents with regard to ownership of the vehicle on proper security and bond to his satisfaction.

(Sanjay Priya, J)

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