

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.111 of 2017

In

Civil Writ Jurisdiction Case No.13397 of 2016

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Gopal Pandey son of Gupteshwar Pandey resident of village - Telai, Police Station - Nokha, 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

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with

Letters Patent Appeal No. 155 of 2017

In

Civil Writ Jurisdiction Case No.13161 of 2016

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Wakil Singh Son of Sita Ram Singh Resident of Village- Dehri-on-Sone, P.S.- Dehri, Distt- 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 Range, Rohtas Sasaram.

... .. Respondent/s

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with

Letters Patent Appeal No. 154 of 2017

In

Civil Writ Jurisdiction Case No.13702 of 2016

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Ravi Kant Singh son of Late Kanhaiya Singh resident of village - Shahpur Chaknawa, Police Station - Indrapuri, 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. 153 of 2017
In
Civil Writ Jurisdiction Case No.12914 of 2016

Nand Lal Gupta son of Suresh Sah Resident of Village - Talab, 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 District Magistrate, Rohtas at Sasaram.
3. The Divisional Forest Officer-cum-Authorized Officer, Rohtas Forest Division, Sasaram, District - R

... .. Respondent/s

Appearance :

For the Appellant/s : Mr.Sanjay Kumar Tiwary
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/-

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