

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.2242 of 2016

In
Civil Writ Jurisdiction Case No.10331 of 2016

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Mukesh Sah Son of Kunara Lal Sah, resident of village- Kanchanpur, P.S.-
Sasaram, District- Rohtas at Sasaram.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Forest Department,
Govt. of Bihar, Patna ,
2. The Chief Conservator of Forest, Bihar, Patna.
3. The District Magistrate Rohtas, Sasaram.
4. The Authorised Officer-cum-Divisional Forest Officer, Rohtas at Sasaram.
5. The District Forest Officer, Rohtas at Sasaram.
6. The Range Officer Sasaram Forest Area at Sasaram.
7. The Forester Tilauthu-cum- Darigaon, Forest Circle, District- Rohtas.

... .. Respondent/s

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with
Letters Patent Appeal No. 2234 of 2016
In
Civil Writ Jurisdiction Case No.8073 of 2016

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Nagandra Singh Son of Shiv Pukar Singh, resident of Village- Nahargata-
Dehri, P.S.- Dehri, District- Rohtas at Sasaram.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Forest Department,
Govt. of Bihar, Patna
2. The Principal Secretary, Forest Department, Government of Bihar, Patna.
3. The Superintendent of Police, Rohtas at Sasaram.
4. The Divisional Forest Officer, Rohtas at Sasaram.
5. The Forest Range Officer, Rohtas at Sasaram.

... .. Respondent/s

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with
Letters Patent Appeal No. 2245 of 2016
In
Civil Writ Jurisdiction Case No.14063 of 2016

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Pawan Kumar Singh Son of Yamuna Singh, resident of village- Kanchanpur,
P.S.- Sasaram, District- Rohtas at Sasaram.



... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Forest Department, Govt. of Bihar, Patna
2. The Chief Conservator of Forest, Bihar, Patna.
3. The District Magistrate Rohtas, Sasaram.
4. The Authorised Officer-cum-Divisional Forest Officer, Rohtas at Sasaram. null null
5. The District Forest Officer, Rohtas at Sasaram.
6. The Range Officer Sasaram Forest Area at Sasaram.
7. The Forester Tilauthu-cum- Darigaon, Forest Circle, District- Rohtas.

... .. Respondent/s

with

Letters Patent Appeal No. 2232 of 2016

In

Civil Writ Jurisdiction Case No.9593 of 2016

Balram Singh Son of Late Shivpujan Singh, Resident of Village- Gopibigaha, P.S.- Dehari, District- Rohtas at sasaram.

... .. Appellant/s

Versus

1. The State Of Bihar
2. The Superintendent of Police, Rohtas at Sasaram.
3. The Divisional Forest Officer, Rohtas at Sasaram.
4. The Inspector of Police Cum S.H.O. Dehri Town.

... .. Respondent/s

with

Letters Patent Appeal No. 2246 of 2016

In

Civil Writ Jurisdiction Case No.12999 of 2016

Jay Ram Kumar S/o Gopal Sah R/o Village- Amratalab, P.S. Sasaram District Rohtas.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Forest Department, Govt. of Bihar, Patna
2. The Chief Conservator of Forest, Bihar, Patna.
3. The District Magistrate Rohtas, Sasaram.



4. The Authoried Officer Cum Divisional Forest Officer Rohtas, Sasaram.
5. The District Forest Officer, Rohtas at Sasaram.
6. The Range Officer, Sasaram Forest Area at Sasaram.
7. The Forestor Tilauthu Cum Darigaon, Forest Circle, District- Rohtas

... .. Respondent/s

with
Letters Patent Appeal No. 2228 of 2016
In
Civil Writ Jurisdiction Case No.9699 of 2016

Pramatma Singh Son of Late Shiv Pujan Singh, resident of village - 40/B Officer Flats Baily Road Patna, Patna, Police Station - Shashtrinagar, District - Patna Presently residing at Vill. - Gopi Bigha, R.S. - Dehri, Distt. - Rohtas

... .. Appellant/s

Versus

1. The State Of Bihar
2. The Superintendent of Police, Rohtas at Sasaram
3. The Divisional Forest officer, Rohtas at Sasaram
4. The Inspector of Police cum S.H.O., Police Station Dehri

... .. Respondent/s

with
Letters Patent Appeal No. 2210 of 2016
In
Civil Writ Jurisdiction Case No.12557 of 2016

Jai Prakash Singh Son of Late Man Lal Singh resident of village - Meerganj Singh Colony, P.S. - Ara Town, District - Bhojpur at Ara.

... .. Appellant/s

Versus

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

... .. Respondent/s

with
Letters Patent Appeal No. 2241 of 2016
In
Civil Writ Jurisdiction Case No.6893 of 2016



Vishwamitra Pandey Son of Jagnarayan Pandey, resident of village/Mohalla-Jail Road, Gayatri Nagar, Sumeshwar Sthan, P.S.- Buxar, District- Buxar.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Forest Department, Govt. of Bihar, Patna
2. The Chief Conservator of Forest, Bihar, Patna.
3. The District Magistrate, Rohtas, Sasaram.
4. The Authorised Officer-cum-Divisional Forest Officer, Rohtas at Sasaram.
5. The District Forest Officer, Rohtas at Sasaram.
6. The Range Officer Sasaram Forest Area at Sasaram.
7. The Forester Tilauthu-cum- Darigaon, Forest Circle, District- Rohtas.

... .. Respondent/s

with

Letters Patent Appeal No. 2208 of 2016

In

Civil Writ Jurisdiction Case No.12881 of 2016

Jai Prakash Singh Son of Late Man Lal Singh resident of village - Meerganj Singh Colony, P.S. - Ara Town, District - Bhojpur at Ara.

... .. Appellant/s

Versus

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

... .. Respondent/s

with

Letters Patent Appeal No. 2243 of 2016

In

Civil Writ Jurisdiction Case No.12610 of 2016

Nagendra Singh Son of Mangal Singh, resident of Village- Dhangai, P.S.- Bikramganj, District- Rohtas.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Forest Department, Govt. of Bihar, Patna
2. The Chief Conservator of Forest, Bihar, Patna.



3. The District Magistrate Rohtas, Sasaram.
4. The Authorised Officer-cum-Divisional Forest Officer, Rohtas at Sasaram.
5. The District Forest Officer, Rohtas at Sasaram.
6. The Range Officer Sasaram Forest Area at Sasaram.
7. The Forester Tilauthu-cum- Darigaon, Forest Circle, District- Rohtas.

... .. Respondent/s

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with

Letters Patent Appeal No. 2239 of 2016

In

Civil Writ Jurisdiction Case No.13037 of 2016

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Pawan Kumar Singh Son of Suryavansh Singh, resident of village-
Kanchanpur, P.S.- Sasaram, District- Rohtas at Sasaram.

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Forest Department,
Govt. of Bihar, Patna
2. The Chief Conservator of Forest, Bihar, Patna.
3. The District Magistrate Rohtas, Sasaram.
4. The Authorised Officer-cum-Divisional Forest Officer, Rohtas at Sasaram.
5. The District Forest Officer, Rohtas at Sasaram.
6. The Range Officer Sasaram Forest Area at Sasaram.
7. The Forester Tilauthu-cum- Darigaon, Forest Circle, District- Rohtas.

... .. Respondent/s

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with

Letters Patent Appeal No. 2247 of 2016

In

Civil Writ Jurisdiction Case No.5530 of 2016

=====

Umesh Kumar Singh S/o Vishundeo Singh Resident of village - Jamuhar, P.S.
Dehri, District - Rohtas at Sasaram.

... .. Appellant/s

Versus

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



6. The Range Officer Sasaram Forest Area at Sasaram
7. The Forestor Tilauthu Cum Darigaon, Forest Circle District Rohtas

... .. Respondent/s

Appearance :

(In Letters Patent Appeal No. 2242 of 2016)

For the Appellant/s : Mr.Vipin Kumar Singh

For the Respondent/s : Mr.Sarvesh Kr.Singh-Aag13

(In Letters Patent Appeal No. 2234 of 2016)

For the Appellant/s : Mr.Vipin Kumar Singh

For the Respondent/s : Mr.Sarvesh Kr.Singh-Aag13

(In Letters Patent Appeal No. 2245 of 2016)

For the Appellant/s : Mr.Vipin Kumar Singh

For the Respondent/s : Mr.Sarvesh Kr.Singh-Aag13

(In Letters Patent Appeal No. 2232 of 2016)

For the Appellant/s : Mr.Vipin Kumar Singh

For the Respondent/s : Mr.Sarvesh Kr.Singh-Aag13

(In Letters Patent Appeal No. 2246 of 2016)

For the Appellant/s : Mr.Vipin Kumar Singh

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

(In Letters Patent Appeal No. 2228 of 2016)

For the Appellant/s : Mr.Vipin Kumar Singh

For the Respondent/s : Mr.Sarvesh Kr.Singh-Aag13

(In Letters Patent Appeal No. 2210 of 2016)

For the Appellant/s : Mr.Vipin Kumar Singh

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

(In Letters Patent Appeal No. 2241 of 2016)

For the Appellant/s : Mr.Vipin Kumar Singh

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

(In Letters Patent Appeal No. 2208 of 2016)

For the Appellant/s : Mr.Vipin Kumar Singh

For the Respondent/s : Mr.Chittranjan Sinha- Paag2

(In Letters Patent Appeal No. 2243 of 2016)

For the Appellant/s : Mr.Vipin Kumar Singh

For the Respondent/s : Mr.Sarvesh Kr.Singh-Aag13

(In Letters Patent Appeal No. 2239 of 2016)

For the Appellant/s : Mr.Vipin Kumar Singh

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

(In Letters Patent Appeal No. 2247 of 2016)

For the Appellant/s : Mr.Vipin Kumar Singh

For the Respondent/s : Mr.Sarvesh Kr.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)

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