

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.199 of 2017

In
Civil Writ Jurisdiction Case No.356 of 2017

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Sonu Kumar Singh Son of Krishna Singh Resident of Village- Kanchanpur,
P.S.- Sasaram, District- Rohta.

... .. 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

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with

Letters Patent Appeal No. 201 of 2017

In
Civil Writ Jurisdiction Case No.741 of 2017

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Kamlesh Kumar Yadav Son of Ramdhani Yadav resident of Mohalla -
Shakchi, Jamshedpur, P.S. - Shakchi, District - Singhbhoom through Power of
Attorney Holder - Suresh Yadav, Son of Ram Raj, Resident of Mohalla -
Noorganj, Sasaram, 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 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 Forester, Tilauthu cum Darigaon Forest Circle, District - Rohtas.

... .. Respondent/s

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with



Letters Patent Appeal No. 202 of 2017
In
Civil Writ Jurisdiction Case No.323 of 2017

Kamlesh Ray Son of Jokhan Ray resident of village - Takiya Bazar, 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 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 Forester Tilauthu cum Darigaon, Forest Circle District- Rohtas

... .. Respondent/s

with
Letters Patent Appeal No. 205 of 2017
In
Civil Writ Jurisdiction Case No.352 of 2017

Anil Kumar Son of Suresh Sah resident of village - Admapur Sasaram, 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 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 Forester, Tilauthu cum Darigaon Forest Circle, District - Rohtas.

... .. Respondent/s

with
Letters Patent Appeal No. 212 of 2017
In
Civil Writ Jurisdiction Case No.20432 of 2016



Sarvesh Kumar Ray Son of Ram Nath Ray resident of Village - Kauwadih,
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 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 Forester, Tilauthu cum Darigaon Forest Circle, District - Rohtas.

... .. Respondent/s

with
Letters Patent Appeal No. 204 of 2017
In
Civil Writ Jurisdiction Case No.549 of 2017

Shravan Kumar Pandey Son of Late Shiv Pujan Pandey resident of village -
Chotkamor, P.S.- Sasaram M, 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 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 Forester, Tilauthu cum Darigaon Forest Circle, District - Rohtas.

... .. Respondent/s

with
Letters Patent Appeal No. 203 of 2017
In
Civil Writ Jurisdiction Case No.327 of 2017

Uday Narayan Singh Son of Ramadhar Singh resident of village - Suba
Bigha, 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 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 Forester, Tilauthu cum Darigaon Forest Circle, District - Rohtas.

... .. Respondent/s

with
Letters Patent Appeal No. 206 of 2017
In
Civil Writ Jurisdiction Case No.516 of 2017

Ravindra Kumar Singh Son of Lalan Singh resident of village - Jamuhar, 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 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 Forester, Tilauthu cum Darigaon Forest Circle, District - Rohtas.

... .. Respondent/s

with
Letters Patent Appeal No. 211 of 2017
In
Civil Writ Jurisdiction Case No.404 of 2017

Anil Kumar Son of Chandradev Singh resident of Mohalla - New Gangauli,
P.S. - Dalmiya Nagar, 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 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 Forester, Tilauthu cum Darigaon Forest Circle, District - Rohtas.

... .. Respondent/s

with
Letters Patent Appeal No. 200 of 2017
In
Civil Writ Jurisdiction Case No.344 of 2017

Anil Kumar Son of Suresh Sah Resident of Village- Admapur Sasaram, 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 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 Forester Tilauthu-cum-Darigaon, Forest Circle, District- Rohtas.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Vipin Kumar 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)

3 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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