

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.159 of 2017
In
Civil Writ Jurisdiction Case No.19877 of 2016

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Arun Kumar Singh Son of Satyendra Singh, Resident of Village-Subba Bigha, Rudrapura P.S.-Dehri, District-Rohtas, At Present resident of Matkuria, Dhanbad Jharkhand

... .. 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

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with
Letters Patent Appeal No. 179 of 2017
In
Civil Writ Jurisdiction Case No.81 of 2017

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Ritesh Giri Son of Late Prabhunath Giri, Resident of Village-Dhaudarh, 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 District Magistrate, Rohtas at Sasaram.
3. The Divisional Forest Officer-cum-Authorized Officer, Rohtas Forest Division, Sasaram, District - Rohtas

... .. Respondent/s

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with
Letters Patent Appeal No. 158 of 2017
In
Civil Writ Jurisdiction Case No.13491 of 2016

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Ritesh Kumar Patel son of Mithilesh Choudhary resident of Mohalla- Shastri Nagar, Chandauli, P.S.- Chandauli, District- Chandauli U.P. At Present Resident of village- Darekhap, P.S.- Nasriganj Rajpur, 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-Roh

... .. Respondent/s

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with

Letters Patent Appeal No. 182 of 2017

In

Civil Writ Jurisdiction Case No.535 of 2017

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Anil Kumar Gupta Son of Manik Chand Gupta, Village- Baijala, P.S.-Sasaram M, District-Rohtas and resident of Mohalla-Abhiyanta Nagar, Banker Colony, Danapur, P.S.-Danapur, District-Patna at Present Dumra, Sitamarhi

... .. 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

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with

Letters Patent Appeal No. 181 of 2017

In

Civil Writ Jurisdiction Case No.156 of 2017

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Jokhan Singh Son of Late Bhikham Singh, Resident of Village-Sita Bigha, P.S.-Sasaram M, District-Rohtas, At Present resident of Raja Bandh, Parao, Varanasi U.P.

... .. 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

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with



Letters Patent Appeal No. 184 of 2017
In
Civil Writ Jurisdiction Case No.587 of 2017

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Rajesh Kumar Singh Son of Late Surya Keshwar Singh, of Mohalla- Mahavir
Asthan, Kuraich, P.S.-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-Authorized Officer, Rohtas Forest
Division, Sasaram, District - Rohtas

... .. Respondent/s

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with
Letters Patent Appeal No. 180 of 2017
In
Civil Writ Jurisdiction Case No.194 of 2017

Arun Kumar Singh Son of Satyendra Singh, Resident of Village-Subba Bigha,
Rudrapura, 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 - Rohtas

... .. Respondent/s

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with
Letters Patent Appeal No. 183 of 2017
In
Civil Writ Jurisdiction Case No.524 of 2017

Anil Kumar Singh Son of Late Surya Keshwar Singh Resident of Mohalla-
Gauratrani Gaurakshni Sasaram, 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 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. 191 of 2017
In
Civil Writ Jurisdiction Case No.8434 of 2016

Anil Kumar Singh Son of late Surya Kewhwar Singh Resident of Mohalla-
Mahavir Asthan Kuraich, Sasaram, P.S.- 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 Authorized Officer, Rohtas Forest
Division, Sasaram, District- Rohtas

... .. Respondent/s

Appearance :

(In Letters Patent Appeal No. 159 of 2017)

For the Appellant/s : Mr.Rajani Kant Singh

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

(In Letters Patent Appeal No. 179 of 2017)

For the Appellant/s : Mr.Rajani Kant Singh

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

(In Letters Patent Appeal No. 158 of 2017)

For the Appellant/s : Mr.Rajani Kant Singh

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

(In Letters Patent Appeal No. 182 of 2017)

For the Appellant/s : Mr.Rajani Kant Singh

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

(In Letters Patent Appeal No. 181 of 2017)

For the Appellant/s : Mr.Rajani Kant Singh

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

(In Letters Patent Appeal No. 184 of 2017)

For the Appellant/s : Mr.Rajani Kant Singh

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

(In Letters Patent Appeal No. 180 of 2017)

For the Appellant/s : Mr.Rajani Kant Singh

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

(In Letters Patent Appeal No. 183 of 2017)

For the Appellant/s : Mr.Rajani Kant Singh

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

(In Letters Patent Appeal No. 191 of 2017)

For the Appellant/s : Mr.Rajani Kant 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)

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)

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