

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.2200 of 2016

In

Civil Writ Jurisdiction Case No.12787 of 2016

=====

Vindeshwari Prasad Son of Jagan Sah resident of Mohalla- Bal Govind Bigha
Dehri, P.S.- Dehri, District- Rohtas At Present C/O G.S. Mahto, P.C. Colony,
Kankarbagh, Patna Bihar

... .. Appellant/s

Versus

1. The State Of Bihar through the Principal Secretary, Forest Department,
Govt. of Bihar, Patna
2. The District Magistrate, Rohtas . Sasaram
3. The Divisional Forest Officer-cum-Authorised Officer, Rohtas Forest
Division, -Sasaram, District-Rohtas

... .. Respondent/s

=====

with

Letters Patent Appeal No. 2240 of 2016

In

Civil Writ Jurisdiction Case No.15868 of 2016

=====

Subodh Kumar son of Deo Narayan Singh, resident of Mohalla Rajputana
Mohalla, Ghatolia, Dehri, Police Station- Dehri, 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 Tilauthu, Rohtas.

... .. Respondent/s

Appearance :

(In Letters Patent Appeal No. 2200 of 2016)

For the Appellant/s : Mr.Rajani Kant Singh

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

(In Letters Patent Appeal No. 2240 of 2016)

For the Appellant/s : Mr.Sanjay Kumar Tiwary

For the Respondent/s : Mr.

**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/-

U			
---	--	--	--

