

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1729 of 2021

=====

Bipin Kumar S/o-Ram Kripal Singh R/o Village-Gopibigha, P.S.-Dehri,
District-Rohtas.

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary Forest Department Government 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 Range Officer Sasaram Forest Area at Sasaram.
6. The Forestor Tirlauthu, Forest Circle District-Rohtas.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s	:	Mr. Uma Shankar Singh, Advocate
		Mr. Dheeraj Kumar, Advocate
For the Respondent/s	:	Mr. Raghwanand, GA-11

=====

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE S. KUMAR)

Date : 07-12-2021

Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s):-

“1.(i) For the issuance of an appropriate writ/direction to the Respondent No.4 to release the Vehicle bearing Registration No. JH02M/7999 which is subject matter of the confiscation case No. 87 /2020 (A) arising out of Dehri Forest Case No. 42/2020.

(ii) For the issuance of any other writ/order/direction as your lordship may deem



fit & proper for the ends of Justice or to allow the relief to which the petitioner is found entitle by this Honble Court.”

It is submitted by Mr. Raghwanand, learned Government Advocate No. 11 appearing on behalf of the State of Bihar that during pendency of the writ petition, final order of confiscation of the vehicle in question has been passed by the Authorized Officer-cum-Divisional Forest Officer, Rohtas, Sasaram. As such, the present writ petition for provisional release of the vehicle in question has become infructuous.

As such, the present writ petition is disposed of with liberty to the petitioner to challenge the order passed by the Authorized Officer-cum-Divisional Forest Officer, Rohtas, Sasaram before the Appellate Authority. If any such appeal is filed within a period of four weeks from today, the Appellate Authority shall condone the delay in filing of the appeal, as the matter remained pending before this Court and the Appellate Authority shall decide the appeal on its merit within a period of eight weeks from the date of its filing along with a copy of this order.

With the aforesaid observation/direction/liberty, the writ petition is disposed of.



Interlocutory Application(s), if any, shall stand
disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Amrendra/PKP

AFR/NAFR	
CAV DATE	
Uploading Date	10.12.2021
Transmission Date	

