

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10577 of 2017

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Ranjan Kumar Son of Parmanand Roy Resident of Village-Dharmapur
Narepur, P.S.-Bachhwara, District-Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar, through the Director General of Police, Bihar, Patna.
2. The District Magistrate and Collector, Jamui.
3. The Principal Secretary, Excise Department, Bihar, Patna.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Ansul, Advocate

For the Respondent/s : Mr. Vikash Kumar-Sc11

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR

UPADHYAY

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 30-08-2017

Until and unless the petitioner is impleaded in the
confiscation proceeding as an owner of the vehicle and the
confiscation proceeding for the vehicle is initiated against the
petitioner, we see no reason to make any indulgence in the matter.

We are informed that an application has been filed
by the petitioner before the District Magistrate-cum-District
Collector, Jamui, seeking impleadment as owner of the vehicle in
confiscation proceeding.

If that be so, the Confiscating Authority is
directed to take a decision in the matter and pass appropriate
order. Liberty shall be available to the petitioner to seek release of
the vehicle afresh after he is impleaded in the confiscation



proceeding.

Let the application for impleading the petitioner as party based on the establishment of the ownership of the vehicle be passed within a period of one month. Till the decision is not taken on the application of the petitioner, no coercive steps for auctioning the vehicle would be taken.

With the aforesaid observation and liberty to the petitioner, this application stands disposed of.

(Rajendra Menon, CJ)

Uday/-

(Anil Kumar Upadhyay, J)

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