

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13858 of 2017

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Aditya Ranjan, Son of Sri Ranvidra Pandey, resident of Mohalla- New Market, Saraiyaganj, Muzaffarpur, Police Station- Town, District- Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Registration, Excise and Prohibition Department, Government of Bihar, Patna.
2. The District Magistrate-cum-Collector, Muzaffarpur.
3. The Superintendent of Police, Muzaffarpur.
4. The Superintendent of Police, Excise, Muzaffarpur.
5. The Officer in Charge, Mithanpura Police Station, District- Gaya.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Gajendra Kumar Singh, 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 21-09-2017

This writ petition has been filed for release of a vehicle (Maruti Celerio) bearing Registration No. BR 06BF-0572, which has been seized in connection with Mithanpura P.S. Case No. 250/2017 for offences under Sections 279, 337, 338, 427 and 290 of I.P.C. and Section 37(C) of the Bihar Prohibition & Excise Act, 2016 due to violation of the Excise Act. The prayer made in the writ petition is to release the vehicle in question pending finalization of the confiscation proceedings and criminal case.

It is common ground that in various cases, identical in



nature, pending finalization of the confiscation proceedings vehicles have been directed to be released by this Court on various conditions and we see no reason to make a deviation in the present case.

Keeping in view the aforesaid, it is directed that pending finalization of the aforesaid confiscation proceedings and criminal case, the aforesaid vehicle in question shall be released to the petitioner on his furnishing two surety bonds to the satisfaction of District Magistrate, Muzaffarpur and further undertaking to produce the vehicle as and when directed by the District Magistrate, Muzaffarpur and not to alienate or deal with the vehicle in question during the pendency of the confiscation proceedings and criminal case.

With the aforesaid, the writ petition stands allowed and disposed of.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

K.C.Jha/-

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