

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No. 1632 of 2017

Arising Out of PS.Case No. -null Year- null Thana -null District- MADHUBANI

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Manoj Kumar Gupta, Son of Late Aniruddh Prasad, Resident of Mohalla - Kishori
Lal Chauwk, Ward No. 11, P.S. - Madhubani Town, District - Madhubani.

.... Petitioner

Versus

1. The State of Bihar through the Director General of Police, Excise Department,
Government of Bihar, Patna.
2. The Inspector General, Darbhanga Commissioner, Darbhanga.
3. The Director Inspector General Darbhanga Commissionery, Darbhanga.
4. The Superintendent of Police, District - Madhubani.
5. The Deputy Superintendent of Police, Madhubani, District - Madhubani
6. The Police-in-Charge of Madhubani Town Police Station, District- Madhubani.
7. The Investigation Officer of Madhubani Town P.S. Case No. 155 of 2017,
District- Madhubani

.... Respondents

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Appearance :

For the Petitioner : Mr. Subhash Kumar Jha, Advocate

For the Respondents : Mr. Anil Kumar Sinha, G.A. 1

Mr. Amaresh Kumar Sinha, A.C. to G.A. 1

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL JUDGMENT

Date: 22-09-2017

Heard learned counsels for the parties.

This writ application has been filed for direction to
the respondent-authorities to release the Scorpio vehicle of the
petitioner bearing registration no. BR 32J 7172 which was seized in
connection with Madhubani Town P.S. Case No. 155 of 2017
corresponding to G.R. No. 135 of 2017 a case registered for the
offence under Sections 272, 273 of the Indian Penal Code and



Section 30(1), 36 and 41 of the Bihar Prohibition and Excise (Amendment) Act, 2016.

Commercial quantity of liquor which is prohibited in the State of Bihar was recovered from the vehicle of the petitioner bearing registration no. BR 32J 7172.

A Division Bench of this Court while releasing the vehicle in favour of the petitioner in C.W.J.C. No. 13670 of 2017 (**Subhash Thakur vs. The State of Bihar & Ors.**) ordered for release of the vehicle on furnishing bank guarantee equivalent to the value of the vehicle.

Hence, let the aforesaid vehicle be released in favour of the petitioner on execution of the bank guarantee equivalent to the price of the vehicle to the satisfaction of the learned Additional District Judge-II-cum-Special Judge, Excise Act, Madhubani/successor court.

With the aforesaid observation, this writ application stands dispose of.

(Birendra Kumar, J)

Kundan/-

AFR/NAFR	N.A.
CAV DATE	N.A.
Uploading Date	23.09.2017
Transmission Date	23.09.2017

