

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13733 of 2017

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Shyam Babu Manjhi, S/o Late Karu Manjhi, resident of Manpur, Surya Pokhar, Police Station- Buniyadganj, District- Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar, through its Principal Secretary.
2. The Excise Commissioner, Bihar Prohibition and Excise Act, 2016.
3. The District Collector, District of Gaya, Bihar.
4. The Superintendent of Police, District of Gaya, Bihar.
5. The Officer-in- Charge, Police Station- Buniyadganj, Gaya (Sadar), District- Gaya.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Vikram Singh, Advocate
For the Respondent/s : Mr. VIVEK PRASAD -GP7

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 09-10-2017

This writ petition has been filed for release of a vehicle (Motorcycle) bearing Registration No. BR-02P-2960, which has been seized in connection with Buniyadganj P.S. Case No. 76/2017 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, Gaya and further undertaking to produce the vehicle as and when directed by the District Magistrate, Gaya 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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