

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.14767 of 2017**

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Dilip Kumar @ Dilip Kumar Singh @ Dilip Singh, Son of Late Balkeshwar Singh @ Bal Kishore Singh, resident of Village Jemra, P.S. Barauni, District-Begusarai.

... .. Petitioner/s

Versus

1. The State of Bihar through its Principal Secretary Excise Department, Patna.
2. The Divisional Commissioner, Excise Department, Division at Jamui.
3. The District Magistrate, Jamui.
4. The Superintendent of Police, Jamui.

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. Rajesh Kumar, Advocate  
For the Respondent/s :

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**CORAM: HONOURABLE THE CHIEF JUSTICE**

**and**

**HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY**

**ORAL JUDGMENT**

**(Per: HONOURABLE THE CHIEF JUSTICE)**

**Date : 16-10-2017**

This writ petition has been filed for release of a vehicle (Scorpio) bearing Registration No. BR-09H-8522, which has been seized in connection with Chakai P.S. Case No. 81/2016 due to violation of the Excise Act. The prayer made in the writ petition is to release the vehicle in question pending finalization of Confiscation Case No. 16/2016 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 Bank Guarantee to the satisfaction of District Magistrate, Jamui and further undertaking to produce the vehicle as and when directed by the District Magistrate, Jamui 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)**

P.K.P.

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| AFR/NAFR          | N.A.F.R.   |
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