

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.1680 of 2017

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Narayan Haldhar Son of Late Sati Charan Haldhar , R/o Village-
Hariharpur, P.S.- Kaliyagaon, District- Uttar Dinajpur, (West Bengal).

.... Petitioner/s

Versus

1. The State of Bihar Through The Principal Secretary, Excise Department,
Bihar Patna.
2. The District Magistrate, Katihar.
3. The Superintendent of Police, Katihar.
4. The S.H.O., Katihar Town P.S., P.S.- Town, District- Katihar.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Singh

For the Respondent/s : Mr. Vivek Prasad (Gp-7)

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 03-10-2017 This writ application has been preferred for release of

PICK UP Van bearing Registration No. WB 59A-7738, which was

seized in connection with Katihar Town P.S. Case No.502 of

2017 registered for violation of Excise Law. One bottle of liquor

was allegedly recovered from the said vehicle.

Submission of the learned counsel for the petitioner

is that no purpose would be served by continued detention of the

said vehicle as the authority of executive to confiscate is under

challenge before this Court and the matter is pending in L.P.A.No.

1647 of 2015 (Baleshwar Roy –v- The State of Bihar & ors.)

After hearing the parties and considering the

aforesaid pendency of L.P.A., let interim custody of the vehicle



be given to the petitioner on execution of security bond of Rs. 3 lacs (not in form of Bank Gurantee or Cash) along with two sureties of the like amount each to the satisfaction of the concerned authority with condition that the petitioner would not dispose of the said vehicle without permission of the authority concerned and shall produce as and when required by the Court. The release shall be subject to final result of the pending L.P.A. aforesaid.

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

(Birendra Kumar, J)

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