

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.15397 of 2017

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Yogendra Yadav Son of Sri Damari Yadav Resident of House no. 4320 A,
Mohalla- Central Colony, P.S. Dhori, District Bokaro, Jharkhand.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Excise Department,
Government of Bihar, Patna.
2. The District Magistrate, Aurangabad, District Aurangabad.
3. The Superintendent of Police, Aurangabad, District- Aurangabad.
4. The Station House Officer, P.S. Madanpur, District- Aurangabad.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Niraj Kumar, Adv.
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 03-11-2017 This writ petition has been filed for release of a

vehicle (Truck) bearing Registration No. JH09T 1513, which

has been seized in connection with Madanpur P.S. Case No.

67/2017 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, Aurangabad and further undertaking to produce the vehicle as and when directed by the District Magistrate, Aurangabad 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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