

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22729 of 2017

Arising Out of PS.Case No. -18 Year- 2017 Thana -DUMRAUN District- BUXAR

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Deepu Kumar @ Arvind Kumar son of Birendra Kumar Singh, resident of
village- Naya Bhojpur, P.S. -Dumraon, District- Buxar.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sada Nand Roy, Advocate

For the Opposite Party/s : Mr. Anil Kumar Singh-1, APP

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**CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR
SINGH**

ORAL ORDER

2 05-12-2017 In view of the statutory provision prescribed under
Section 89 of the Bihar Prohibition and Excise Act, 2016, the
instant application filed under Section 482 of the Code of Criminal
Procedure (for short 'the Cr.P.C.') for quashing the order dated
29.03.2017 passed by the learned Additional District and Sessions
Judge-2 –cum- Special Judge, Excise Act, Buxar in Dumraon P.S.
Case No.18 of 2017 by which he has refused to release the
motorcycle of the petitioner bearing Registration No.BR-44D-
8447 is dismissed as not maintainable.

However, the petitioner would be at liberty to challenge
the impugned order dated 29.03.2017 by way of filing an appeal
under Section 89 of the Bihar Prohibition and Excise Act, 2016



before this Court.

(Ashwani Kumar Singh, J)

Md.S./-

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