

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12015 of 2017

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Nibha Kumari W/o Suraj Kumar R/o E3/88 Refinery Township, Nagdih
P.S. Cheria Bariyarpur, District Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Registration, Excise & Prohibition Department, Government of Bihar, Patna.
2. The Collector cum District Magistrate Lakhairia.
3. The Superintendent of Police Lakhairia.
4. The Superintendent of Excise Lakhaisaira.
5. S.H.O.Lakhaisaria (Kawaiya).

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Satya Prakash Parasar, 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 25-08-2017

The Maruti Suzuki Celerio bearing Registration No.

BR-09T-7440 has been seized and confiscation proceedings in a
Confiscation Case No.21 of 2017 has been initiated under the
Bihar Prohibition and Excise Act, 2016 by the District
Magistrate, Lakhisarai.

Seeking release of the vehicle in question, this writ
petition has been filed and it is common ground that in various
cases, similar petitions have been allowed and pending
finalization of the confiscation proceedings, seized vehicle has
been directed to be released.



Keeping in view the aforesaid, this petition is also allowed and the vehicle in question, i.e. Maruti Suzuki Celerio bearing Registration No. BR-09T-7440 shall be released to the petitioner on his furnishing adequate sureties to the satisfaction of the District Magistrate, Lakhisarai, subject to the condition that the petitioner shall make available the vehicle in question before the authority concerned as and when directed and further that he shall undertake not to alienate the vehicle or deal with it in any manner whatsoever during the pendency of the confiscation proceedings before the District Magistrate.

With the aforesaid, the petition stands disposed of.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

S.Pandey/-

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