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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(CRL) 2202/2017

SOHAN LAL

..... Petitioner

Through Mr. M.T. Malik, Adv.

versus

STATE (NCT OF DELHI) & ANR

..... Respondents

Through Mr. Piyush Singhal, Adv. for Mr.
Ashish Aggarwal, ASC
ASI Rajender Singh, P.S. Ali Pur

CORAM:

HON'BLE MR. JUSTICE ASHUTOSH KUMAR

ORDER

% **30.10.2017**

The petitioner has filed the present petition seeking release of his vehicle which has been seized by the Excise Department. The vehicle in question was being used for carrying illicit liquor.

In view of the judgment delivered in *State (NCT of Delhi) vs. Narender 2014(2) JCC 1247* and Section 61 of the Delhi Excise Act, 2009, no such order of release of vehicle can be passed by this Court. The provisions of Sections 451, 452 and 457 of the Cr.P.C. have to yield to the specific provision of Delhi Excise Act, 2009.

The present, petition, therefore is dismissed.

ASHUTOSH KUMAR, J

OCTOBER 30, 2017

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