

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2988 of 2018

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Munni Devi @ Manni Devi Wife of Gopal Sah, Resident of
Village/Mohallah-Nayagaon, P.O.-Chapra Megh, P.S.-Chapra, District-
Muzaffarpur, PIN Code-843119 (Bihar).

.... Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Registration Excise & Prohibition Department, Government of Bihar, Patna.
2. The District Magistrate-cum-Collector, Samastipur, District- Samastipur (Bihar).
3. The In-Charge Deputy Collector, District Law Section, Samastipur, District-Samastipur (Bihar).
4. The Assistant Excise Commissioner, Samastipur, District-Samastipur (Bihar).
5. The Superintendent of Excise Samastipur, District-Samastipur (Bihar).
6. The Superintendent of Police, Samastipur, District-Samastipur (Bihar).
7. The Vehicle Inspector, Samastipur, District-Samastipur (Bihar).
8. The Station House Officer, Singhiya Police Station, Samastipur, District-Samastipur.(Bihar).

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Vinay Kumar Mishra, Advocate
For the Respondent/s : Mr. Vikash Kumar-SC11

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

**HONOURABLE MR. JUSTICE RAJEEV RANJAN
PRASAD**

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 21-02-2018

This writ petition has been filed for release of a
vehicle (TVS Motorcycle) bearing Registration No. BR-06BB-
1750, which has been seized in connection with Singhiya P.S.
Case No.84 of 2017 due to violation of the provisions of the
Excise Act.

It is common ground that in various cases, identical in
nature, pending finalization of the confiscation/excise/criminal



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 confiscation/excise proceedings and/or criminal case, the vehicle in question shall be released to the petitioner on the petitioner furnishing two surety bonds to the satisfaction of District Magistrate-cum-Collector, Samastipur and further undertaking to produce the vehicle as and when directed by the authority concerned and not to alienate or deal with the vehicle in question during the pendency of the confiscation/excise proceedings and/or criminal case so as to create third party rights or prejudice the rights of the State in the pending proceedings.

The vehicle in question be released within one week from the date of furnishing the surety bonds.

With the aforesaid, the writ petition stands allowed and disposed of.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

K.C.jha/-

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