

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13810 of 2018

=====

Abhishek Kumar, son of Late Baldeo Prasad, resident of Shanti Nagar, P.S.-
Jehanabad, District- Jehanabad.

.... Petitioner/s

Versus

1. The State of Bihar through the Secretary, Department of Excise,
Government of Bihar, Patna.
2. The Director General of Police, Bihar, Patna.
3. The District Magistrate, Jehanabad.
4. The Superintendent of Police, Jehanabad.
5. The Officer Incharge, Jehanabad Police Station, Jehanabad.

.... Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Shashi Bhushan Kumar, Advocate

For the Respondent/s : Mr. Vikash Kumar- SC11

=====

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 18-07-2018 This writ petition has been filed for release of a

vehicle (Scorpio (Jeep) bearing Registration No. BR-01PG -

3637, which has been seized in connection with Jehanabad P.S.

Case No. 345 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 Bank Guarantee to the satisfaction of District Magistrate-cum-Collector, Jehanabad 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 Bank Guarantee.

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

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

K.C.jha/- N.H.

U			
---	--	--	--

