

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.3834 of 2018

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Nand Jee Singh, Son of Sri Bednarayan Singh, Resident of Village- Chakiya, P.O.-
Anaith, P.S.- Udwant Nagar, District- Bhojpur.

.... Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Excise, Patna.
2. The District Magistrate, Bhojpur at Ara.
3. The District Excise Officer, Bhojpur at Ara.
4. The Superintendent of Police, Bhojpur at Ara.
5. The S.H.O. Sahar Police Station, District- Bhojpur.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Pranav Kumar

For the Respondent/s : Mr. VIVEK PRASAD- GP7

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 06-03-2018

This writ petition has been filed for release of a vehicle
(Apache Motorcycle) bearing Registration No. BR-03U-7829 which
has been seized in connection with Sahar P.S. Case No. 160 of 2017
due to violation of the Excise Act. The prayer made in the writ
petition is to release the vehicle in question pending finalization of the
confiscation proceedings and criminal case.

It is common ground that in various cases, identical in
nature, pending finalization of the confiscation 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 aforesaid confiscation proceedings and criminal case, the aforesaid vehicle in question shall be released to the petitioner, on his furnishing two surety bonds to the satisfaction of District Magistrate, Bhojpur at Ara, 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 or create a third party interest during the pendency of the confiscation proceedings and criminal case or prejudice the right of the State in confiscation proceeding. The aforesaid vehicle shall be released within one week from the date of furnishing of the sureties.

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

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

Arvind/-

AFR/NAFR	
CAV DATE	
Uploading Date	12.03.2018
Transmission Date	

