

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5746 of 2018

Prabhu Bhagat, Son of Tekman Bhagat, Resident of Village- Majuraha, P.S.-
Raghunathpur, District- East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principle Secretary, Registration, Excise and Prohibition Department, Government of Bihar, Patna.
2. The Principal Secretary, Registration, Excise and Prohibition Department, Government of Bihar, Patna.
3. The Collector-cum-District Magistrate, East Champaran, Motihari.
4. The Superintendent of Police, East Champaran, Motihari.
5. The Superintendent of Excise, East Champaran, Motihari.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Abhishek Kumar @ Sonu Babu, Advocate
For the Respondent/s : Mr. Kumar Manish -SC5

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 03-04-2018 This writ petition has been filed for release of a vehicle

(Motorcycle) bearing Registration No. BR 05Q6823, which has

been seized in connection with Turkauliya (Raghunathpur) P.S.

Case No.657 of 2017 due to violation of the Bihar Prohibition

and Excise Act, 2016.

It is common ground that in various cases, identical in
nature, pending initiation/finalisation of the confiscation
proceedings and criminal case, 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



initiation/finalisation of the confiscation proceedings and criminal case, the aforesaid vehicle in question shall be released to the petitioner on his furnishing two sureties to the satisfaction of District Magistrate, East Champaran, Motihari within a period of one week from the date of his furnishing the sureties 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 proceedings and criminal case so as to cause adverse effect or prejudice to the State Government.

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

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

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