

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4959 of 2018

=====

Manoj Kumar, S/o Muneshwar Das, Resident of Village- Shekhana, P.S.-
Bihar, District- Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Commissioner, Excise and Prohibition Govt. of Bihar, Patna.
3. The District Magistrate, Nalanda.
4. The Superintendent of Police, Nalanda.
5. The Officer Incharge, Deepnagar, Police Station, Nalanda.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Binit Kumar
For the Respondent/s : Mr. A.K. SINHA- GA1

=====

CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 26-03-2018 This writ petition has been filed for release of a vehicle

(Tata Sumo (AC)) bearing Registration No. BR 21GA4929,

which has been seized in connection with Deepnagar P.S. Case

No. 427/2017 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 bank guarantee to the satisfaction of District Magistrate, Nalanda 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 bank guarantee.

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

(Rajendra Menon, CJ)

(S. Kumar, J)

veena/-

U			
---	--	--	--

