

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4973 of 2018

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Tipu Kumar, son of Mathuranand Mandal, resident of village Bishanpur,
Shivram, P.S. Balua Bazar, P.O. Balua Bazar, district Supaul PIN 854 339
... Petitioner

Versus

1. The State Of Bihar through the Principal Secretary, Department of
Registration, Prohibition and Excise, Government of Bihar, Patna
2. The Collector, Supaul
3. The Excise Superintendent, Supaul ... Respondents

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Appearance :

For the Petitioner : Mr. Girijish Kumar, Adv.
For the Respondents : Mr. Viveka Prasad, GP VII

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 22-03-2018 This writ petition has been filed for release of

Scorpio Jeep, bearing registration no. BR-11Y-3156 which has

been seized in connection with Virpur P.S. Case No. 12 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 finalization of the confiscation proceedings,
vehicles have been directed to be released by this Court on
various conditions and we seen no reason to make a deviation in
the present case.

Keeping in view the aforesaid, it is directed that
pending finalization of the confiscation proceedings and
criminal cases, the aforesaid vehicle in question shall be
released to the petitioner on his furnishing bank guarantee to the



satisfaction of the District Magistrate, Supaul, 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 off.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

Shamshad/-

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