

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2090 of 2018

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Satlal Sah @ Santlal Sah, son of Jarban Sah, resident of village-Lauwa Kala,
P.S.-Baniapur, District-Saran

... .. Petitioner/s

Versus

1. The State Of Bihar through the Principal Secretary Excise Department,
Government of Bihar, Patna
2. The District Magistrate-cum-Collector, Saran
3. The Senior Superintendent of Police, Saran.
4. The S.H.O., Baniapur Police Station District-Saran
5. The Investigation Officer,Baniapur Police Station Case No.318 of 2017,
Saran

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Krishna Kant Singh
For the Respondent/s : Mr. KUMAR MANISH-SC5

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 02-02-2018 This writ petition has been filed for release of a vehicle

(Bajaj Platina Motorcyle) bearing Registration No. BR 04W

5289 which has been seized due to violation of the provisions of

the Bihar Prohibition and Excise Act, 2016 in connection with

Baniapur P.S. Case No. 318 of 2017.

It is common ground that in various cases, similar petitions
have been allowed and pending finalization of the confiscation
proceedings, seized vehicle has been directed to be released.

Keeping in view the aforesaid, pending finalization of the
confiscation and criminal proceedings, the vehicle in question,



shall be released to the petitioner on his furnishing Bank Gurantee to the satisfaction of the District Magistrate, Saran within one week from the date of furnishing the Bank Guarantee, subject to the condition that the petitioner shall make available the vehicle in question before the authority concerned as and when directed and further that he shall undertake not to alienate the vehicle or deal with it in any manner whatsoever during the pendency of the confiscation proceedings so as to cause adverse effect or prejudice to the State Government.

With the aforesaid, the petition stands disposed of.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

spandey/-

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