

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5198 of 2018

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Umesh Mahto @ Umesh Kumar Mahto S/o Kinnu Mahto Resident of
Pathrahi Chakdah, P.S. Basania, P.S. Laukaha , District- Madhubani
... Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Department of Bihar Prohibition and Excise, Bihar, Patna.
2. The Collector-cum- District Magistrate, Madhubani.
3. The Superintendent of Police, Madhubani.
4. The Superintendent of Excise, Madhubani.
5. The Assistant Sub Inspector of Police Laukaha, P.S. District- Madhubani
... Respondents

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Appearance :

For the Petitioner : Mr. Ratanakar Jha, Adv.
For the Respondents : Mr. Anil Kumar Sinha, GA I

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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 TVS

Star City motorcycle, bearing registration no. BR-32T-1106,

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

No. 137 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 two sureties to the satisfaction of the District Magistrate, Madhubani, 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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