

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.2213 of 2018

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Pankaj Poddar, Son of Sargun Poddar, Resident of H. No.225, Medanidih, P.S.-
Mohanpur, District- Deoghar (Jharkhand).

.... Petitioner/s

Versus

1. The State of Bihar through the Collector, Banka, Banka Collectariate, Banka.
2. The Principal Secretary, Department of Registration Excise and Prohibition
Govt. of Bihar, Patna.
3. The Senior Superintendent of Police, Banka, District- Banka.
4. The Officer Incharge Police Station, Chandan, District- Banka.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Indeshwari Prasad Mandal, Advocate
For the Respondent/s : Mr. VIVEK PRASAD -GP7

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 12-02-2018

This writ petition has been filed for release of a vehicle
(Ambulance) bearing Registration No. JH-15L 8794, which has been
seized in connection with Chandan P.S. Case No.1/17 due to violation
of the Excise Act.

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 confiscation proceedings and/or criminal case, the aforesaid vehicle in question shall be released to the petitioner on his furnishing the bank guarantee to the satisfaction of District Magistrate-cum-Collector, Banka 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 create third party rights or prejudice the rights of the State in the pending proceedings.

The vehicle in question be released within one week from the date of furnishing the bank guarantee.

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

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

K.C.jha/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	16-02-2018
Transmission Date	

