

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2442 of 2018

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Nand Kishore Yadav, Son of Girdhari Yadav, Resident of Bojhayat, P.S.-
Khaira, District- Jamui (Bihar).

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Prohibition Excise & Registration Department.
2. The Principal Secretary, Prohibition Excise & Registration Department, Govt. of Bihar, Patna.
3. The Excise Commissioner, Prohibition Excise & Registration Department, Govt. of Bihar, Patna.
4. The District Transport Officer, Jamui.
5. The District Magistrate-cum-Collector, Jamui.
6. The Superintendent of Excise, Jamui.
7. The Superintendent of Police, Jamui.
8. S.H.O. Khaira P.S., Jamui.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Satya Prakash Parasar, Advocate
For the Respondent/s : Mr. Vivek Prasad-GP 7

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 12-02-2018 This writ petition has been filed for release of a vehicle

(Hero Splender Pro) bearing Registration No. BR 46B 4428,

which has been seized in connection with Khaira P.S. Case No.

342/2017 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 and

criminal case, 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 criminal case, the aforesaid vehicle in question shall be released to the petitioner on his furnishing two sureties to the satisfaction of District Magistrate, Jamui, 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 of.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

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