

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.6119 of 2018**

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Krishna Murari, son of Sri Rakesh Kumar, resident of village-  
Nijamuddinpur near Vodaphone Tower, Purushotampur, P.S.- (Ghosi)  
Jehanabad, District- Jehanabad.

.... .... Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Excise Department,  
Government of Bihar.
2. The District Magistrate, Jehanabad.
3. The Superintendent of Police, Jehanabad.
4. The Excise Police Inspector cum Officer-in-charge (S.H.O.), P.S.-  
Nagar, Jehanabad, District- Jehanabad.

.... .... Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. Akhileshwar Dayal, Advocate

For the Respondent/s : Mr. Vikash Kumar-SC11

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**CORAM: HONOURABLE THE CHIEF JUSTICE**

**and**

**HONOURABLE MR. JUSTICE RAJEEV RANJAN**

**PRASAD**

**ORAL ORDER**

**(Per: HONOURABLE THE CHIEF JUSTICE)**

2      23-04-2018

Learned counsel for the petitioner is permitted to make  
necessary correction in the prayer portion.

This writ petition has been filed for release of a  
vehicle ( Motor Cycle ) bearing Registration No. BR -25B-6372,  
which has been seized in connection with Nagar, Jehanabad P.S.  
Excise Case No.68 of 2016 due to violation of the provisions of  
the Excise Act.

It is common ground that in various cases, identical in  
nature, pending finalization of the confiscation/excise/criminal  
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/excise proceedings and/or criminal case, the vehicle in question shall be released to the petitioner on the petitioner furnishing two surety bonds to the satisfaction of District Magistrate-cum-Collector, Jehanbad 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/excise proceedings and/or 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 surety bonds.

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

**(Rajendra Menon, CJ)**

**(Rajeev Ranjan Prasad, J)**

N.H./-

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