

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5236 of 2018

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1. Shahjadi Khatoon, wife of Md. Rabban, resident of Village Ward No. 8
Bahadurpur, P.O.- Rampur Matihani, P.S.- Mufassil, District- Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar, through its Principal Secretary, Department of Excise,
Bihar, Patna.
2. The Collector, Begusarai.
3. The Superintendent of Police, Begusarai.
4. The Officer-in- Charge of Mufassil P.S., Begusarai.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Randhir Kumar No-1

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 10-04-2018 This writ petition has been filed for release of a vehicle
(Pick Up Van) bearing Registration No.BR09F-2666 which has
been seized in connection with Begusarai Muffasil P.S. Case
No.504 of 2017 due to violation of the Excise Act. The prayer
made in the writ petition is to release the vehicle in question
pending finalization of the confiscation proceedings and criminal
case.

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 aforesaid confiscation proceedings and criminal case, the aforesaid vehicle in question shall be released to the petitioner, on his furnishing two surety bonds to the satisfaction of District Magistrate-cum-Collector, Begusarai and further undertaking to produce the vehicle as and when directed by the authority concerned and not to alienate to deal with the vehicle in question or create a third party interest during the pendency of the confiscation proceedings and criminal case or prejudice the right of the State in confiscation proceeding. The aforesaid vehicle shall be released within one week from the date of furnishing of the sureties.

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

(Rajendra Menon, CJ)

Sanjeev/-

(Rajeev Ranjan Prasad, J)

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