

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5247 of 2018

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Ram Singh son of Raj Kumar Singh, r/o village Ram nagar P.S. Siwan Town,
District Siwan.

... .. Petitioner/s

Versus

- 1.The State Of Bihar through the Principal Secretary, Excise Department,
Bihar.
- 2.The District magistrate, Siwan.
- 3.The Superintendent of Police, Siwan.
- 4.The Officer In-charge-Zeeradei, Police Station, Siwan.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Ajay Kumar Tiwary
For the Respondent/s	:	Mr. VIVEK PRASAD- GP7

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 23-03-2018 This writ petition has been filed for release of a

vehicle (Mahindra Maximo Mini Van) bearing Registration No.

BR 29P 1362, which has been seized in connection with

Zeeradei P.S. Case No. 46 of 2016 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 aforesaid confiscation proceedings and criminal case, the aforesaid vehicle in question shall be released to the petitioner, on his furnishing bank guarantee to the satisfaction of District Magistrate, Siwan 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 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 bank guarantee.

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

(Rajendra Menon, CJ)

(S. Kumar, J)

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