

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1265 of 2018

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Ram Chandra Yadav, Son of Ram Badai Yadav, Resident of Village-
Jaitpura, P.O.- Sohanpur, District- Deoria.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Excise Department,
Government of Bihar, Patna.
2. The District Magistrate, Siwan.
3. The Station House Officer, Mairwa Police Station District Siwan.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Ramchandra Sahni, Advocate
For the Respondent/s : Mr. Kumar Manish- SC 5

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 23-01-2018 This writ petition has been filed for release of a vehicle

(Motorcycle) bearing Registration No. UP 52 AQ 5718, which

has been seized in connection with Mairwa P. S. Case No.

321/2017 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, Siwan 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)

(Anil Kumar Upadhyay, J)

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