

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3916 of 2018

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Bhaironath @ Bhaironath, son of Shambhu Nath, resident of village Badgdawan, P.S. Balua, district Chandauli (Uttar Pradesh) ... Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Registration, Excise and Prohibition Department, Government of Bihar, Patna
 2. The Principal Secretary, Registration, Excise and Prohibition Department, Government of Bihar, Patna
 3. The Collector-cum-District Magistrate, Aurangabad
 4. The Superintendent of Excise, Aurangabad ... Respondents
- =====

Appearance :

For the Petitioner : Mr. Ashok Kumar Singh, Adv.
For the Respondents : Mr. ANIL KR.SINHA-GA1

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

3 22-03-2018 This writ petition has been filed for release of Tata Pick-up Van bearing registration no. UP-67T-2363 which has been seized in connection with Amba P.S. Case No. 111 of 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, vehicles have been directed to be released by this Court on various conditions and we seen 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 cases, the aforesaid vehicle in question shall be released to the petitioner on his furnishing the bank guarantee and two local sureties to the satisfaction of the District Magistrate, Aurangabad, 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 off.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

Shamshad/-

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