

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.1454 of 2018**

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1. Anil Kumar Saw, S/o Sideshwar Saw, R/o Mohalla- Parpokhara Bahari,  
Begmapur, Patna- 800009.

.... .... Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Excise Department,  
Government of Bihar, Patna.
2. The District Magistrate, Patna, Bihar.
3. The Senior Superintendent of Police, Patna, Bihar.
4. The Station House Officer, Agamkuan, Police Station, Town & District-  
Patna.

.... .... Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. Awadhendra Kumar, Adv.

For the Respondent/s : Mr. Vikash Kumar -Sc11

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**CORAM: HONOURABLE THE CHIEF JUSTICE**

**and**

**HONOURABLE MR. JUSTICE ANIL KUMAR**

**UPADHYAY**

**ORAL ORDER**

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

2      29-01-2018                      This writ petition has been filed for release of Pulsar  
motorcycle bearing Chasis no. MD2AIICZXHRK07403, Engine  
no. DHZRHK78785, colour E-Black which has been seized in  
connection with Agam Kuan P.S. Case No. 503 of 2017 (Special  
Case No. 6865 of 2017) due to violation of 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 cases, 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 the District Magistrate-cum-Collector, Patna, 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)**

SA/-

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