

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.2907 of 2018**

Monu Kumar Surolia, son of Anil Kumar Surolia, resident at 114/1A Cotton Street Jorasanko, Barabazar, H.O. Kolkata (West Bengal). At present resident at New Diliya, Dehri-on-Sone, P.S.-Dehri-on-Sone, District-Rohtas.

... .. Petitioner/s

Versus

1. The State Of Bihar through the Principal Secretary, Excise Department, Bihar, Patna.
2. The District Magistrate, Gaya, Bihar.
3. The Senior Superintendent of Police, Gaya, Bihar.

... .. Respondent/s

**Appearance :**

For the Petitioner/s : Mr. Arvind Kumar Singh, Advocate  
For the Respondent/s : Mr. Vikash Kumar -SC 11

**CORAM: HONOURABLE THE CHIEF JUSTICE**

**and**

**HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD**

**ORAL ORDER**

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

2     19-02-2018             This writ petition has been filed for release of a vehicle (Honda City Car) bearing Registration No.UP70AK-7707, which has been seized in connection with Amas P.S. Case No. 139 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 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 the bank guarantee to the satisfaction of District Magistrate, Gaya, Bihar, within a period of one week from the date of his furnishing the bank guarantee 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)**

**( Rajeev Ranjan Prasad, J)**

Sunil/-

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