

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1439 of 2018

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Shashi Kumar Suman, S/o Vindeshwar Yadav, Resident of Village- Bhaluahi,
Ward No.7, P.S.- Gwalpara, District- Madhepura.

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Department of Excise and Prohibition, Govt. of Bihar, Patna.
2. The District Magistrate, Madhepura.
3. The Senior Superintendent of Police, Madhepura.
4. The Officer-in-Charge of Puraini Police Station, Madhepura.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Nafisuzzoha, Advocate

For the Respondent/s : Mr. Deepak Kumar, AC to SC 5

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 12-02-2018 This writ petition has been filed for release of a vehicle

(Hero Splender Pro Motorcycle) bearing Registration No. BR

43D-2938, which has been seized in connection with Puraini

P.S. Case No. 103/2017 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, Madhepura, 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)

(Rajeev Ranjan Prasad, J)

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