

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8499 of 2018

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Anil Kumar Yadav, S/o Krishan Dev Yadav @ Kishun Dev Yadav, R/v-
Pacharatan, P.S.-Basopatti, District-Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar through its Principal Secretary, Excise Department,
Government of Bihar, Old Secretariat, Patna.
2. The District Magistrate, Madhubani.
3. The Superintendent of Police, Madhubani.
4. The Officer In Charge of Basopatti P.S. Madhubani.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar, Advocate
For the Respondent/s : Mr. Kumar Manish -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 01-05-2018 This writ petition has been filed for release of a

vehicle (Silver Colour Mahindra Company Motorcycle) bearing

Registration No. BR-32N-1735, which has been seized in

connection with Basopatti P.S. Case No.187/16 due to violation

of the Bihar Prohibition and Excise Act, 2016.

It is common ground that in various cases, identical in
nature, pending initiation/ finalization of the confiscation
proceedings, 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
initiation/ 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, Madhubani 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)

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