

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Civil Writ Jurisdiction Case No.9936 of 2018**

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Anubha Chakrabaty @ Anubha Chakrawati, wife of Arun Kumar Singh, resident of  
Surpatganj, Chhatapur, Ward No. 13, P.S. – Chhatapur, District - Supaul

.... .... Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Department of Registration,  
Prohibition and Excise, Govt. of Bihar, Patna.
2. The Collector, Supaul.
3. The Excise Superintendent, Supaul.

.... .... Respondents

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**Appearance :**

For the Petitioner/s : Mr. Girijish Kumar

For the Respondent/s : Mr. VIKASH KUMAR- SC11

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**CORAM: HONOURABLE THE CHIEF JUSTICE**

**And**

**HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD**

**ORAL JUDGMENT**

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

**Date: 17-05-2018**

This writ petition has been filed for release of a vehicle  
(Scorpio) bearing Registration No. BR11W-3409, which has been  
seized in connection with Supaul P.S. Case No. 513/2017 due to  
violation of the Excise Act. The prayer made in the writ petition is to  
release the vehicle in question pending finalization of the confiscation  
proceedings and criminal case.

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 see no reason to make a deviation in the present case.

Keeping in view the aforesaid, it is directed that pending



finalization of the aforesaid confiscation proceedings and criminal case, the aforesaid vehicle in question shall be released to the petitioner, on his furnishing Bank Guarantee to the satisfaction of District Magistrate, Supaul 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 or create a third party interest during the pendency of the confiscation proceedings and criminal case or prejudice the right of the State in confiscation proceeding. The aforesaid vehicle shall be released within one week from the date of furnishing of the Bank Guarantee.

With the aforesaid, the writ petition stands allowed and disposed of.

**(Rajendra Menon, C.J.)**

**(Rajeev Ranjan Prasad, J.)**

*Rajeev/-*

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