

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10956 of 2018

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Ramesh Singh, Son of Late Dev Nandan Singh, resident of Village-
Bharpura, P.S. and P.O.- Sonapur, District- Saran. Petitioner/s
Versus

1. The State of Bihar.
 2. Excise Commissioner, State of Bihar, Patna.
 3. Additional Commissioner, Excise State of Bihar, Patna.
 4. Excise Superintendent, Saran at Chapra.
 5. Excise Deputy Superintendent, Saran at Chapra.
 6. Sub-Inspector Excise, Saran at Chapra.
 7. District Magistrate, Saran at Chapra.
 8. Officer in-charge of Sonapur Police Station, Saran at Chapra.
- Respondent/s
- =====

Appearance :

For the Petitioner/s : Mr. Ajay Kr Singh No.1, Advocate
For the Respondent/s : Mr. Anil Kr. Sinha- GA1, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 20-06-2018 This writ petition has been filed for a direction to the respondents to unseal and release the sealed dwelling house of the petitioner bearing Khesara No.1683, Rajaswa Thana No.88, village- Bharpura, which has been sealed in connection with Sonapur P. S. Case No 382 of 2018 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 and criminal case, properties 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 house of the petitioner in question shall be released to the petitioner on his depositing original title deed of the house in question with the District Magistrate and furnishing two local sureties to the satisfaction of District Magistrate, Saran at Chapra, and further undertaking be given that he shall not alienate or create third party interest or deal with the properties in question in any manner during the pendency of the confiscation proceedings and criminal case so as to cause adverse effect or prejudice to the rights of the State Government.

The house of the petitioner shall be released/ unsealed within one week from the date of furnishing the original title deed of the house in question and two local sureties to the satisfaction of the District Magistrate.

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

(Rajendra Menon, CJ)

Sunil/-

(Rajeev Ranjan Prasad, J)

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