

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10894 of 2018

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Upendra Mahto, son of Harishchandra Mahto, resident of village Mohanpur,
P.S. & District Sitamarhi ... Petitioner

Versus

1. The State Of Bihar through the Principal Secretary, Excise Department,
Government of Bihar, Patna
 2. The District Magistrate, Sitamarhi
 3. The Superintendent of Police, Sitamarhi
 4. The Superintendent of Excise, Sitamarhi
 5. Shiv Shankar, Prasad, S.I., Dumra, P.S., district Sitamarhi ... Respondents
- =====

Appearance :

For the Petitioner : Mr. Hans Lal Kumar, Adv.
For the Respondents : Mr. Kumar Manish- SC V

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

(Per: HONOURABLE THE CHIEF JUSTICE)

2 09-07-2018 This writ petition has been filed for release of vehicle

motorcycle bearing registration no. BR-30N-0680 which has

been seized in connection with Dumra P.S. Case No. 210 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,

vehicles have been directed to be released by this Court on

various conditions and we seen 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 cases, the aforesaid vehicle in question shall be released to the petitioner on his furnishing the two sureties to the satisfaction of the District Magistrate, Sitamarhi, 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 off**.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

Shamshad/-

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