

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.19184 of 2017

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Dilip Kumar Thakur, son of Late Uma Kant Thakur, resident of Village-
Baijani, P.S. Jagdishpur, District-Bhagalpur.

... .. Petitioner/s

Versus

1. The State Of Bihar through the Principal Secretary, Registration Excise and Prohibition Department, Government of Bihar, Patna.
2. The Commissioner, Excise, Registration Excise and Prohibition Department, Government of Bihar, Patna.
3. The Superintendent of Excise, Bhagalpur.
4. The S. H. O. Kotwali (Banari) Police Station, District-Bhagalpur.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Dilip Kumar, Advocate
For the Respondent/s : Mr. Vivek Prasad, GP -7

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 04-01-2018 This writ petition has been filed for release of a vehicle (Scorpio) bearing Registration No. BR 10 PA-0542, which has been seized in connection with Kotwali (Benari) P.S. Case No. 6 of 2017 due to violation of the Bihar 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 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, Bhagalpur in connection with Confiscation Case No.171 of 2016-17 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 District Magistrate, Bhagalpur 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)

(Anil Kumar Upadhyay, J)

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