

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12187 of 2018

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Shankar Sah, son of Late Vanarsi Sah, resident of village- Jarang Rampur,
P.S.- Vaishali [Belsar o.p.], District- Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar through the Department of Excise, Bihar, Patna.
2. The District Magistrate, Muzaffarpur.
3. The Superintendent of Police, Muzaffarpur.
4. The S.H.O. Saraiya Police Station, District- Muzaffarpur.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Rajeev Ranjan No.II, Advocate

For the Respondent/s : Mr. Kumar Manish -SC5

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 05-07-2018 Having heard learned counsel for the parties, we direct that pending finalization of the criminal case (Saraiya P.S. Case No. 58 of 2018), vehicle of the petitioner (Honda CB SHINE Motorcycle bearing Registration No. BR 31-T-1297) be released to the petitioner on the petitioner furnishing two sureties to the satisfaction of the District Magistrate, Muzaffarpur.

The applicability of Section 56, in the facts and circumstances of the case, shall be considered and decided before proceeding with the confiscation proceedings.

With the aforesaid, the writ petition stands disposed of.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

K.C.jha/-

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