

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13992 of 2018

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Zafar Iqbal, Son of Shamshad Alam, Resident of Village- Rai Bari Mahuawa,
P.S. Chautarwa, District- West Champaran, Presently Resident of House of
Surendra Singh, P.S. Phulwari, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar , through the Principal Secretary, Department of Excise,
Government of Bihar, Patna.
2. The Principal Secretary, Department of Excise, Government of Bihar, Patna.
3. The District Magistrate, West Champaran, Bihar.
4. The Superintendent of Police, West Champaran, Bihar.
5. The District Transport Officer, West Champaran, Bihar.
6. The Officer-in-Charge, Chautarwa Police Station, District- West Champaran.

... .. Respondent/s

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Appearance :

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

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 31-07-2018 This writ petition has been filed for release of a

vehicle (Bolero SLX Motor Car) bearing Registration No. BR

01PF0383, which has been seized in connection with Chautarwa

P.S. Case No. 148 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 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, West Champaran, Bihar 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.

The valuation of the vehicle in question shall be done as per the valuation shown in the insurance document.

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

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

Sunil/-S.Shukla

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