

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.2649 of 2017

=====

1. Anjum Ara W/o Khurshid Amzad D/o Sarfaraj Ansari, R/o Mandai,
Dargah Road, P.S.- Sultanganj, Post Office- Mahendru, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar.
2. The Collector , Patna.
3. The Senior Superintendent of Police, Patna.
4. The Superintendent of Police, Patna.
5. The Sub Divisional Police Officer, Patna City.
6. The Station House Officer, Pirbahore, Patna.

.... Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Arvind Kumar Mouar

For the Respondent/s : Mr. Partha Sarthy (GA 4)

=====

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN
PRASAD
ORAL ORDER

2 30-01-2018 Heard learned counsel for the petitioner and learned
counsel representing the State.

Petitioner has prayed for release of the vehicle
Scooty bearing Reg.No.JH01CF8544 which has been seized by
the police in connection with Pirbahore P.S. Case No.223 of 2017
for the offence under Section 30(a) of the Bihar Prohibition and
Excise Act, 2016 in which petitioner is not an accused.

Learned counsel for the petitioner submits that the
petitioner is ready and willing to abide by the terms and conditions
which may be imposed by this Court for provisional release of the
vehicle in question.



Let the vehicle of the petitioner be provisionally released on production of proof of ownership and registration of the vehicle in her favour subject to the following conditions:-

(i) Petitioner shall furnish surety bond of Rs.50,000/- (fifty thousand) (not in form of bank guarantee or cash) with two sureties of the like amount to the satisfaction of court below or the authority concerned.

(ii) The petitioner shall also give an undertaking that she will not deal with the vehicle in question and shall not alienate or encumber the same creating any kind of adverse interest against the interest of the State, she will not use the vehicle for any illegal purpose and as and when required, she will produce the vehicle in question before the competent court/authority.

(iii) At the time of release, the concerned authority/court shall get prepared a photograph duly certified in presence of the petitioner and panchnama of the vehicle in question shall also be prepared and keep the same on record



which may be used as secondary evidence.

(iv) Petitioner undertakes not to challenge the said photograph and panchnama so prepared in her presence at the time of release of vehicle in question for use in course of trial or the confiscation proceeding, as the case may be.

The application stands disposed of.

(Rajeev Ranjan Prasad, J)

Arvind/-

U		T	
---	--	---	--

