

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1264 of 2018

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1. Rahul Sagar, S/o Tarachand Prasad, Resident of Aasha Nagar, P.S. Sohsarai, District- Nalanda Petitioner

Versus

1. The State of Bihar, through the Principal Secretary, Excise Department, Govt. of Bihar, Patna.
2. District Magistrate, Nalanda.
3. Superintendent of Police, Nalanda.
4. Station House Officer, Sohsarai (Nalanda) Respondents

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Appearance :

For the Petitioner : Mr. Pramod Kumar, Adv.

For the Respondents : Mr. Vivek Prasad -Gp7

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

**HONOURABLE MR. JUSTICE ANIL KUMAR
UPADHYAY**

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 29-01-2018

This writ petition has been filed for release of motorcycle bearing registration no. BR-21N-7356 which has been seized in connection with Sohsarai P.S. Case No. 746 C3 EX/17 due to violation of Bihar Prohibition and Excise Act, 2016.

It is common ground that in various cases, identical in nature, pending finalization of the confiscation proceedings and criminal cases, 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 the District Magistrate-cum-Collector, Nalanda at Biharsharif, 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 of.

(Rajendra Menon, CJ)

SA/-

(Anil Kumar Upadhyay, J)

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