

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3112 of 2018

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Mukhadev Yadav son of Ramdev Yadav resident of Village - Jajapur Tola
Tilan Bigha, P.S. - Goh, Dist - Aurangabad (Bihar).

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The District Magistrate Cum Collector, Gaya.
3. The Excise Superintendent, Dist. - Gaya.
4. The Station House Officer-cum-Officer-in-Charge Gurua, Police Station in the district of Gaya.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Ranjit Kumar, Advocate
For the Respondent/s : 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 05-03-2018 This writ petition has been filed for release of a vehicle (Taxi Sumo Gold) bearing Registration No. BR 02T 2482 which has been seized due to violation of the provisions of the Bihar Prohibition and Excise Act, 2016 in connection with Gurua P.S. Case No. 189 of 2017.

It is common ground that in various cases, similar petitions have been allowed and pending finalization of the confiscation proceedings, seized vehicle has been directed to be released.

Keeping in view the aforesaid, pending finalization of the confiscation and criminal proceedings, the vehicle in



question, shall be released to the petitioner on his furnishing adequate Bank Guarantee to the satisfaction of the District Magistrate, Gaya within one week from the date of furnishing the Bank Guarantee, subject to the condition that the petitioner shall make available the vehicle in question before the authority concerned as and when directed and further that he shall undertake not to alienate the vehicle or deal with it in any manner whatsoever during the pendency of the confiscation proceedings so as to cause adverse effect or prejudice to the State Government.

With the aforesaid, the petition stands disposed of.

(Rajendra Menon, CJ)

spandey/-

(Anil Kumar Upadhyay, J)

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