

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2857 of 2018

=====

Pappu Bhagat, Son of Chandra Deo Bhagat, Resident of Village-
Ramnagar, P.S.- Nawanagar, District- Buxar.

.... Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Registration, Excise and Prohibition Department, Bihar, Patna.
2. The Excise Commissioner, Bihar Prohibition and Excise Act, 2016.
3. The Excise Officer, Bihar Prohibition and Excise Act, 2016.
4. The District Collector, District of Buxar, Bihar.
5. The Superintendent of Police, District of Buxar, Bihar.
6. The Officer in charge of Nawanagar (Sonbarsa), Police Station, District- Buxar.

.... Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Ashwini Kumar Rai, Advocate
For the Respondent/s : Mr. Kumar Manish- SC5

=====

CORAM: HONOURABLE THE CHIEF JUSTICE

and

**HONOURABLE MR. JUSTICE RAJEEV RANJAN
PRASAD**

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 21-02-2018 This writ petition has been filed for release of a

vehicle (Splendor Plus Motorcycle) bearing Eng.

No.HA10EFBHK52798 and Chesis No.MBLHA10EZBHK56210,

which has been seized in connection with Nawanagar (Sonbarsa)

P.S. Case No.165 of 2017 due to violation of the provisions of the

Excise Act.

It is common ground that in various cases, identical in

nature, pending finalization of the confiscation/excise/criminal

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/excise proceedings and/or criminal case, the vehicle in question shall be released to the petitioner on the petitioner furnishing two surety bonds to the satisfaction of District Magistrate-cum-Collector, Buxar 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/excise proceedings and/or criminal case so as to create third party rights or prejudice the rights of the State in the pending proceedings.

The vehicle in question be released within one week from the date of furnishing the surety bonds.

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

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

K.C.jha/-

U			
---	--	--	--

