

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7938 of 2018

=====

Rupesh Kumar, Son of Ram Vinod Prasad Singh @ Vinod Prasad Singh,
Resident of Village+P.O.- Patti Aswari, P.S.- Kathaiya, District-
Muzaffarpur- 843124 at present residing at Vaishali Jila Khadi
Gramodhyog Shangh Gandhi Ashram, P.O.+P.S.- Hajipur Sadar, District-
Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Home Department,
Government of Bihar, Patna
2. The District Magistrate, Vaishali at Hajipur.
3. The Superintendent of Police, Vaishali at Hajipur.
4. The Deputy Superintendent of Police, Vaishali at Hajipur.
5. The Superintendent of Excise, Vaishali at Hajipur.
6. The Station House Officer, P.S.- Industrial Area, Vaishali.
7. The Investigation Officer of Industrial Area, P.S. Case No.14 of 2018,
Vaishali at Hajipur.

.... Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Shyameshwar Kumar Singh, Advocate
For the Respondent/s : Mr. Vivek Prasad- GP7

=====

CORAM: HONOURABLE THE CHIEF JUSTICE

and

**HONOURABLE MR. JUSTICE RAJEEV RANJAN
PRASAD**

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 26-04-2018 This writ petition has been filed for release of a

vehicle (Motorcycle TVS Sport) bearing Registration No.

BR31U0184, which has been seized in connection with Industrial

Area P.S. Case No.14 of 2018 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, Vaishali at Hajipur 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			
---	--	--	--

