

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11414 of 2018

=====

Ravi Prakash Singh Son of Sri Rang Nath Singh, Permanent resident of D/4, BIADA Housing Colony, Bokaro Steel City, Police Station - Sector - 12, Jharkhand and presently residing at B/15, BIADA Housing Colony, Bokaro Steel City, Police Station - Sector - 12, Jharkhand.

... .. Petitioner/s

Versus

1. The State of Bihar through Principapl Secretary, Department of Excise and Prohibition, Government of Bihar, Patna.
2. The District Magistrate, Gaya.
3. The Superintendent of Police, Gaya.
4. The Excise Superintendent, Gaya.
5. The Officer In-Charge, Muffasil Gaya, Police Station.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Rajeev Shekhar, Advocate
For the Respondent/s : Mr. Anil Kr. Sinha- GA1

=====

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 26-06-2018 This writ petition has been filed for release of a vehicle (Mahendra Scorpio) bearing Registration No. JH-09V-1035, which has been seized in connection with Muffasil Gaya P.S. Case No. 370 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 the bank guarantee to the satisfaction of District Magistrate-cum-Collector, Gaya 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 bank guarantee.

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

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

K.C.Jha/R.S.Sen

-

U			
---	--	--	--

