

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.9929 of 2018**

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Niteen Kumar, aged about 28 years, son of Sri Dilip Kumar Verma, resident of Mohalla- Ram Nagar Postal Park Road No. 4 Kayasthatoli Chiraiya Tand, P.S. Jakkanpur, Dist- Patna

... .. Petitioner/s

Versus

1. The State of Bihar through its Principal Secretary, Excise Department, Government of Bihar, Old Secretariat, Building, Patna-800015
2. Senior Superintendent of Police, Patna
3. S.H.O. Patrakar Nagar P.S. Patna

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. Gauri Shankar Prasad, Advocate  
For the Respondent/s : Mr. Kumar Manish -SC-5

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**CORAM: HONOURABLE THE CHIEF JUSTICE**

**and**

**HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD**

**ORAL ORDER**

**(Per: HONOURABLE THE CHIEF JUSTICE)**

2     17-05-2018                      This writ petition has been filed for release of a vehicle (Hero Splendor motorcycle) bearing Registration No. BR 01 DD3914, which has been seized in connection with Patrakar Nagar P.S. Case No. 171/2018, Special Case No. 3042/18 due to violation of the Excise Act. The prayer made in the writ petition is to release the vehicle in question pending finalization of the confiscation proceedings and criminal case.

It is common ground that in various cases, identical in nature, pending finalization of the confiscation 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 proceedings and aforesaid criminal case, the aforesaid vehicle in question shall be released to the petitioner, on his furnishing two surety bonds to the satisfaction of District Magistrate, Patna 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 or create a third party interest during the pendency of the confiscation proceedings and criminal case or prejudice the right of the State in confiscation proceeding. The aforesaid vehicle shall be released within one week from the date of furnishing of the sureties.

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

**(Rajendra Menon, CJ)**

**(Rajeev Ranjan Prasad, J)**

P.K.P./-

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