

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11905 of 2018

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Chandeep Yadav son of Late Viran Singh @ Vira Yadav resident of village
Jalwaiya, P.S. Kaler, District - Arwal.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Excise Department,
Government of Bihar, Patna.
2. The Director General of Police, Old Secretariat Patna.
3. The Inspector General of Police, Old Secretariat, Patna.
4. The Deputy Inspector General of Police, Old Secretariat, Patna.
5. The District Magistrate, Arwal.
6. The Superintendent of Police, Arwal.
7. The Deputy Superintendent of Police, Arwal.
8. The Officer In Charge, Kaler, Arwal.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Upendra Kumar, Advocate
For the Respondent/s : Mr. Anil Kumar Sinha -GA1

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 06-07-2018 This writ petition has been filed for release of a

vehicle (Tempo) bearing Registration No. BR56P0161, which

has been seized in connection with Kaler P.S. Case No. 33 of

2016 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, Arwal 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./R.S.Sen-

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