

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.6857 of 2018**

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Shambhu Prasad, Son of Sheo Kumar, Resident of Village- Doranda Bazar,  
P.S.- Doranda, District- Ranchi (Jharkhand) ... Petitioner

Versus

1. The State of Bihar through Principal Secretary, Department of Excise, Govt. of Bihar, Patna.
  2. The Collector-cum-District Magistrate, Gaya District Gaya.
  3. The Superintendent of Police, District- Gaya.
  4. The Superintendent of Excise, District- Gaya.
  5. The Officer Incharge, Barachatti District- Gaya ... Respondents
- =====

**Appearance :**

For the Petitioner : Mr. Sudhir Kumar Sinha, Adv.  
For the Respondents : Mr. Vikash Kumar, SC XI

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**CORAM: HONOURABLE THE CHIEF JUSTICE**

**and**

**HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD**

ORAL ORDER

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

2      11-04-2018                      This writ petition has been filed for release of vehicle (Maruti Swift Dezire) bearing registration no. JH-09CH-4683 which has been seized in connection with Excise Case No. 102 of 2018 due to violation of the Bihar Prohibition and Excise Act, 2016.

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 seen 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



criminal cases, the aforesaid vehicle in question shall be released to the petitioner on his furnishing the bank guarantee to the satisfaction of the District Magistrate, Gaya, within a period of one week from the date of his furnishing the sureties 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 proceedings and criminal case so as to cause adverse effect or prejudice to the State Government.

With the aforesaid, the writ petition stands allowed and **disposed off**.

**(Rajendra Menon, CJ)**

**( Rajeev Ranjan Prasad, J)**

Shamshad/-

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