

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3116 of 2018

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Rahul Sharma son of Sitaram Sharma resident of mohalla Kagzi, Ranchi Road, P.S. Bihar, District Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar through the Director General of Police, Bihar, Patna.
2. The Superintendent of Police, Nalanda at Biharsharif, District Nalanda.
3. The Officer-in-Charge, Asthawan Police Station, P.S. Asthawan, District Nalanda.
4. Principal Secretary, Excise Department, Bihar, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Devendra Prasad Singh, Advocate
For the Respondent/s : Mr. ANIL KUMAR SINHA -GA1

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 23-02-2018 This writ petition has been filed for release of a vehicle (Tavera Car) bearing Registration No. DL 4C AD 3426 which has been seized due to violation of the provisions of the Bihar Prohibition and Excise Act, 2016 in connection with Asthawan P.S. Case No. 135 of 2017.

It is common ground that in various cases, similar petitions have been allowed and pending finalization of the confiscation proceedings, seized vehicle has been directed to be released.

Keeping in view the aforesaid, pending finalization of the confiscation and criminal proceedings, the vehicle in question, shall be released to the petitioner on his furnishing Bank



Guarantee to the satisfaction of the District Magistrate, Nalanda at Biharsharif within one week from the date of furnishing the Bank Guarantee, subject to the condition that the petitioner shall make available the vehicle in question before the authority concerned as and when directed and further that he shall undertake not to alienate the vehicle or deal with it in any manner whatsoever during the pendency of the confiscation proceedings so as to cause adverse effect or prejudice to the State Government.

With the aforesaid, the petition stands disposed of.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

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