

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13074 of 2018

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Mantun Kumar, son of Munna Yadav, resident of village Sikandarpur, P.O.
Rajaur, P.S. Muffasil district Begusarai ... Petitioner

Versus

1. The State Of Bihar through the Principal Secretary, Excise Department,
Bihar, Patna
 2. The District Magistrate, Begusarai
 3. The Superintendent of Police, Begusarai
 4. The S.H.O. Muffasil Police Station, district Begusarai ... Respondents
- =====

Appearance :

For the Petitioner : Mr. Ram Sumiran Rai, Adv.
For the Respondents : Mr. Vikash Kumar- SC11

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 12-07-2018 This writ petition has been filed for release of Apache
motorcycle, bearing registration no. BR-09S-6357, which has
been seized in connection with Begusarai Muffasil P.S. Case
No. 89 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 two sureties to the satisfaction of the District Magistrate, Begusarai, 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.

The valuation of the vehicle shall be done as per the valuation shown in the insurance papers.

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

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

Shamshad/-

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