

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.3369 of 2018

In
Civil Writ Jurisdiction Case No.12724 of 2018

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Pravesh Kumar S/O Suresh Prasad @ Suresh Sah, residents of village-
Najirpur, P.S- Ahiyapur, Dist.- Muzaffarpur, The Proprietor, Priya Hotel,
Situated at Zero Mile, P.S- Ahiyapur, Dist-Muzaffarpur

... .. Petitioner/s

Versus

1. The State of Bihar through the District Magistrate, Muzaffarpur
2. The District Magistrate, Muzaffarpur
3. The Superintendent of Police, Muzaffarpur, Dist- Muzaffarpur
4. The Officer-in-Charge, Ahiyapur Police Station, Dist.-
5. Shri Sunil Kumar Singh, S/o- Not known, the A.S.I. Ahiyapur Police
Station, Distt.- Muzaffarpur, the investigating officer, Ahiyapur Police
Station, Distt. Muzaffarpur.
6. The Superintendent of Police, Excise Department, Government of Bihar,
Patna

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Mahendra Thakur, Advocat
For the Respondent/s : Mr. Kumar Ravish, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

4 30-11-2018 This Modification Application has been filed praying

for modifying the order whereby the petitioner was called upon

to furnish the original title-deed of the premises and sureties in

order to seek the order of unsealing of the hotel. The prayer is

that since the petitioner is a tenant of the premises therefore he

may be permitted to furnish the rent deed instead of the title

deed.

Learned counsel for the respondents points out that as



a matter of fact the petitioner himself had applied and given an undertaking to that effect for supplying the title-deed.

This being a proceeding under the Excise Act for the sealing of the “premises” in question, the substitution of the title-deed by a rental-deed is unacceptable in law.

Consequently, the Modification Application is rejected.

(Amreshwar Pratap Sahi, CJ)

(Anjana Mishra, J)

P.K.P./-R.S.Sen

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