

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12562 of 2018

Putlal Parihar @ Putalal Parihar, son of Banku Parihar resident of village-
Mohanganj, P.s. Azamnagar, District- Katihar

... .. Petitioner/s

Versus

The State of Bihar, through the Principal Secretary, Registration, Excise and
Prohibition Department Govt. of Bihar, Patna.

2.The District Magistrate, Katihar.

3.The Superintendent of Excise, Katihar, District Katihar.

4.The S.I. Kadwa, (Balua Belon) Police Station, District- Katihar.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Md. Musowir, Advocate

For the Respondent/s : Mr. Vikash Kumar - SC 11

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 05-07-2018 This writ petition has been filed for release of a
vehicle (AUTO RIACKSHAW (PASS)) bearing Registration
No. BR11PA3448, which has been seized in connection with
Kadwa (Balua Belon) P.S. Case No. 118 of 2018 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, Katihar 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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