

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3614 of 2018

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Shailesh Prasad, son of Sri Laldeo Ram, Village-Kharkhura near Durga
Asthan, P S. Delha, District-Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar the Chief Secretary, Government of Bihar, Old Secretariat, Patna.
2. The Principal Secretary, Department of Home, Bihar, Old Secretariat, Patna.
3. The Principal Secretary, Department of Excise, Bihar, Old Secretariat, Patna.
4. The Collector-cum- District Magistrate, Gaya.
5. The Superintendent of Police, Gaya.
6. The Excise Superintendent, Gaya.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Prithivi Raj Singh, Advocate
For the Respondent/s	:	Mr. Anil Kumar Sinha -GA1
		Ms. Aditi Hansaria, AC to GA 1

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 05-03-2018 This writ petition has been filed for release of a vehicle (Motorcycle Passion Pro) bearing Registration No.BR-02Z-0986, which has been seized in connection with Delha P.S. Case No.232 of 2017 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 and criminal case, 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 criminal case, the aforesaid vehicle in question shall be released to the petitioner on his furnishing two sureties to the satisfaction of District Magistrate-cum-Collector, 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 of.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

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