

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2024 of 2018

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Bhagwan Chaudhary, S/o Ramaavatar Chaudhary, resident of Village-
Ghorhat, P.S.- Manjhi, District- Saran.

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Registration, Excise and Prohibition Department, Government of Bihar, Patna.
2. The Principal Secretary, Registration, Excise and Prohibition Department, Government of Bihar, Patna.
3. The Collector, District- Saran.
4. The Superintendent of Police, Saran.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Bishwajeet Singh
For the Respondent/s : Mr. LALIT KISHORE- AG

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 02-02-2018 The house of the petitioner situated at village- Ghorhat,

P.S.- Manjhi, District- Saran has been sealed and recommended

for confiscation to the District Magistrate, Saran in connection

with Manjhi P.S. Case No. 206/2017 under the Bihar

Prohibition and Excise Act, 2016.

Seeking release of the house in question, this writ petition has

been filed and it is common ground that in various cases, similar

petitions have been allowed and pending finalization of the

confiscation proceedings, seized house has been directed to be

unsealed.

Keeping in view the aforesaid, this petition is also allowed and



the house in question, situated at village- Ghorhat, P.S.- Manjhi, District- Saran shall be unsealed and possession handed over to the petitioner forthwith on his furnishing adequate Bank Guarantee to the satisfaction of the District Magistrate, Saran subject to the condition that the petitioner shall not alienate or create any third party interest or deal with the house in question in any manner so as to prejudice the right of the State in confiscation proceeding.

With the aforesaid, the petition stands disposed of.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

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