

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1117 of 2018

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Yogendra Yadav, son of Dev Yadav, resident of village Khargi Rampur,
P.S. Zeeradeai, district Siwan Petitioner

Versus

1. The State of Bihar through the Secretary, Department of Excise, Bihar,
Patna
 2. The Collector-cum-District Magistrate, Siwan, district Siwan
 3. The Superintendent of Police, Siwan, district Siwan
 4. The S.H.O.-cum Officer-in-Charge, Zeeradeai Police Station, district
Siwan Respondents
- =====

Appearance :

For the Petitioner : Mr. Anil Chandra, Adv.

For the Respondents : Mr. Anil Kumar Sinha, GA I

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

**HONOURABLE MR. JUSTICE ANIL KUMAR
UPADHYAY**

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 19-01-2018

This writ petition has been filed for release of Bolero vehicle, bearing registration no. BR-29H-4538 which has been seized in connection with Mairwa P.S. Case No. 431 of 2017 due to violation of 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 cases, 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 the District Magistrate-cum-Collector, Siwan, 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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