

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5793 of 2018

Manish Kumar Singh, Son of Madan Singh, Resident of Village- Rawal Bigha, P.S.- Aurangabad(Muffasil), District- Aurangabad.

... .. Petitioner/s

Versus

1. The State of Bihar through the Secretary Department of Excise Government of Bihar, Patna.
2. The District Magistrate Aurangabad.
3. The Superintendent of Police, Aurangabad.
4. The Officer in Charge, Amba Police Station, District- Aurangabad.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mrs. Leelawati Kumari, 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 03-04-2018 This writ petition has been filed for release of a vehicle (motorcycle) bearing Registration No. BR26J7823, which has been seized in connection with Amba P.S. Case No.05 of 2018 due to violation of the Bihar Prohibition and Excise Act, 2016.

It is common ground that in various cases, identical in nature, pending initiation/finalisation 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 initiation/finalisation of the confiscation proceedings and



criminal case, the aforesaid vehicle in question shall be released to the petitioner on his furnishing bank guarantee to the satisfaction of District Magistrate, Aurangabad within a period of one week from the date of his furnishing the bank guarantee 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)

(Rajeev Ranjan Prasad, J)

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