

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5473 of 2018

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Aftab Alam, Son of Md. Kaila Ansari, Resident of Village-Kuru, P.S.-Kuru,
District-Lohardagga, Jharkhand.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Registration, Excise and Prohibition Department, Government of Bihar, Patna.
2. The District Magistrate-Cum-Collector, Bhojpur at Ara,
3. The Assistant Excise Commissioner, Bhojpur at Ara,
4. The Superintendent of Excise, Bhojpur at Ara.,
5. The Superintendent of Police, Bhojpur at Ara.
6. The Vehicle Inspector, Bhojpur at Ara,

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Rama Kant Singh, Advocate
For the Respondent/s : Mr. Anil Kumar Sinha -GA1

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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

(Mahindra Bolero Pickup Van) bearing Registration No.JH-08C-

8590, which has been seized in connection with Piro (Hassan

Bazar) P.S. Case No.124 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 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 and two local sureties to the satisfaction of District Magistrate, Bhojpur at Ara within a period of one week from the date of his furnishing the bank guarantee and two local 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)

(Rajeev Ranjan Prasad, J)

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