

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9428 of 2018

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Ravindra Sah, Son of Late Babu Sah, Resident of Village- Harpur, Lahori,
Near Shiv Mandir, M.I.T. P.S. Ahiyapur, District- Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar.
2. The District Collector, Lakhisarai.
3. The S.P. Lakhisarai.
4. The Incharge, District Excise, Lakhisarai.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Subodh Prasad

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 16-05-2018 This writ petition has been filed for release of a vehicle

(Tata Pick-up Van) bearing Registration No. BR-06GC-0692,

which has been seized in connection with Excise Case

No.14C2/2018 due to violation of the Excise Act. The prayer

made in the writ petition is to release the vehicle in question

pending finalization of the confiscation proceedings and criminal

case.

It is common ground that in various cases, identical in

nature, pending finalization of the confiscation proceedings

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 aforesaid 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, Lakhisarai 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 or create a third party interest during the pendency of the confiscation proceedings and criminal case or prejudice the right of the State in confiscation proceeding. The aforesaid vehicle shall be released within one week from the date of furnishing of the Bank Guarantee.

With the aforesaid, the writ petition stands allowed and disposed of.

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

Arvind/-

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