

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.12573 of 2018**

=====

Arun Kumar Sah son of Narayan Sah, R/o village- Madhopur, P.S.-  
Chandramandi, District- Jamui ... .. Petitioner

Versus

1. The State of Bihar, through the Principal Secretary, Excise Department,  
Government of Bihar, Patna.
2. The Director General of Police, Bihar, Patna
3. The Superintendent of Police, Jamui
4. The District Magistrate Cum Collector, Jamui
5. The Dy. Superintendent of Police, Jamui
6. The S.H.O., Chandramandi Police Station, District- Jamui
7. The Investigating Officer, Chandramandi, P.S. Case No. 36 of 2016,  
Chandramandi Police Station, District- Jamui

... .. Respondent/s

=====

**Appearance :**

For the Petitioner/s : Mr. Anuj Kumar, Advocate  
For the Respondent/s : Mr. Anil Kr. Sinha- GA1

=====

**CORAM: HONOURABLE THE CHIEF JUSTICE**

**and**

**HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD**

**ORAL ORDER**

**(Per: HONOURABLE THE CHIEF JUSTICE)**

2      30-07-2018                      This writ petition has been filed for release of a  
  
vehicle (Bolero Pickup Van) bearing Registration No. JH15R-  
  
9236, which has been seized in connection with Chandramandi  
  
P. S. Case No. 36 of 2018 due to violation of the provisions of  
  
the Excise Act.

It is common ground that in various cases, identical in  
nature, pending finalization of the confiscation/excise/criminal  
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 confiscation/excise proceedings and/or criminal case, the vehicle in question shall be released to the petitioner on the petitioner furnishing two surety bonds to the satisfaction of District Magistrate-cum-Collector, Jamui 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/excise proceedings and/or criminal case so as to create third party rights or prejudice the rights of the State in the pending proceedings.

The vehicle in question be released within one week from the date of furnishing the surety bonds. Valuation of the vehicle shall be done as per insurance document.

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

**(Rajendra Menon, CJ)**

**( Rajeev Ranjan Prasad, J)**

avin/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

