

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.10988 of 2018**

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Adhik Kumar, Son of Lal Deo Rai, Resident of 18 B, Naya Tola, Madhopur,  
P.S.- Bakhtiyarpur, District- Patna

... .. Petitioner/s

Versus

1. The State Of Bihar, through the Principal Secretary, Excise Department,  
Government of Bihar, Patna
2. The District Magistrate, Patna
3. The Superintendent of Police, Patna
4. The S.H.O., Agamkuan Police Station, Patna
5. The District Transport Officer, Patna
6. Nitish Kumar @ Ritesh Ranjan, Son of Rajesh Kumar, resident of Old  
Kankarbagh, P.S.- Patkar Nagar, District- Patna

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. Jainendra Kumar Pushkar, Advocate  
For the Respondent/s : Mr. Vikash Kumar -Sc11

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**CORAM: HONOURABLE THE CHIEF JUSTICE**

**and**

**HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD**

**ORAL ORDER**

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

2      22-06-2018                      This writ petition has been filed for release of a  
vehicle (Scorpio) bearing Registration No. BR1AP5573, which  
has been seized in connection with Agamkuan P.S. Case No.  
207 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, Patna 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.

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

**(Rajendra Menon, CJ)**

**( Rajeev Ranjan Prasad, J)**

K.C.Jha/-

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