

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6021 of 2018

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M/s Pannu Car Rentals Pvt. Ltd., G-22, Sewctor-12, Plot No.10, Vardhaman Bahanof Plaza, Dwarka, New Delhi (Registered Office), having its offrice at Shop No.-5, Sector-4, DIZ Area, Baba Kharak Singh Marg, Police Station- Mandir Marg, District- New Delhi through its Authorized Representative Sri Anuj Kumar Jha, S/o Sri Tula Nand Jha, resident of Mohalla- U-407 Mangolpuri, P.S.- Mangolpuri, New Delhi.

.... Petitioner/s

Versus

1. The State of Bihar through the Secretary, Prohibition, Excise and Registration Department, Government of Bihar.
2. The Excise Commissioner, Prohibition, Excise and Registration Department, Government of Bihar.
3. The District Magistrate, Biharsharif at Nalanda.
4. The Superintendent of Police, Biharsharif at Nalanda.
5. The Officer in Charge, Bihar Police Station, Biharsharif.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Krishna Chandra, 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 09-04-2018 This writ petition has been filed for release of a vehicle (Car) bearing Registration No. DL-1-N-7900, which has been seized in connection with Bihar P.S. Case No.433 of 2017 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 Bank Guarantee to the satisfaction of District Magistrate-cum-Collector, Bihar Sharif at Nalanda 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 Bank Guarantee.

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

(Rajendra Menon, CJ)

(Rajeev Ranjan Prasad, J)

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