

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6657 of 2018

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1. Anjani Kumar Singh, Son of Late Muninath Singh, Resident of Village-
Lakhibagh Gaya, P.S.- Muffasil, District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar through Principal Secretary Excise Department, Govt.
of Bihar, Patna.
2. The District Magistrate, Nawada.
3. Officer Incharge Narhat, P.S. Nawada.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Singh

For the Respondent/s : Mr. Vivek Prasad -Gp7

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN

PRASAD

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 10-04-2018 This writ petition has been filed for release of a vehicle

(Bus) bearing Registration No.BR-2K-7305 which has been seized

in connection with Narhat P.S. Case No.178 of 2016 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 two surety bonds to the satisfaction of District Magistrate, Nawada and further undertaking to produce the vehicle as and when directed by the authority concerned and not to alienate to 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 sureties.

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

(Rajendra Menon, CJ)

Sanjeev/-

(Rajeev Ranjan Prasad, J)

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