

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.1806 of 2018

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Dhananjay Singh @ Dhananjay Kumar Singh, Son of Anand Singh, Resident of
Village- Tatariya, P.O.- Eraura, P.S.- Deo, District- Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar through the Excise Commissioner, Govt. of Bihar, Patna.
2. The District Magistrate, Aurangabad, District- Aurangabad.
3. The Superintendent of Police, Aurangabad, District- Aurangabad.
4. The Excise Superintendent, Aurangabad, District- Aurangabad.
5. The Station House Officer, P.S.- Deo, District- Aurangabad.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Niraj Kumar, Advocate

For the Respondent/s : Mr. Vivek Prasad, GP-7

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 01-02-2018

This writ petition has been filed for release of a vehicle
(Motorcycle) bearing Registration No. BR26L -3038, which has been
seized in connection with Deo P.S. Case No.77 of 2017 due to
violation of the Excise Act.

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-cum-Collector, Aurangabad 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 proceedings and 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)

(Anil Kumar Upadhyay, J)

K.C.jha/-

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	12-02-2018
Transmission Date	

