

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10086 of 2018

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Rahul Raj, son of Mod Narayan Yadav, resident of village- Nawlkha, P.S.
Kasim Bazar, Distrit- Munger

... .. Petitioner/s

Versus

1. The State Of Bihar through Principle Secretary, Department of Prohibition And Excise Act, Govt. of Bihar, Patna
2. The District Magistrate-cum-Collector, Munger
3. The Senior Supretendent of Police, Munger
4. The Excise Supretendent, Munger
5. The Assistant Excise Commissioner, Munger
6. The Officer-Incharge, Dharahara police station, P.S.--Dharahara, District-Munger

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Indu Bhushan Prasad, Advocate
For the Respondent/s : Mr. Anil Kumar Sinha -GA 1

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 20-06-2018 This writ petition has been filed for release of a vehicle (Motorcycle) bearing Registration No. Br 08 H-1922, which has been seized in connection with Dharahara P.S. Case No. 113 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 and the mobile phone in question shall be released to the petitioner on the petitioner furnishing two surety bonds and a personal bond respectively to the satisfaction of District Magistrate-cum-Collector, Munger 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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