

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.1280 of 2018

Arising Out of PS.Case No. -null Year- null Thana -null District- VAISHALI(HAJIPUR)

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Navin Kumar Verma, son of Ratnesh Kumar, resident of village Ward No. 10,
Railway Chowk Colony, P.S. – Samastipur, District – Samastipur.

.... Petitioner

Versus

1. The State of Bihar, through the Principal Secretary, Department of Home
2. The District Magistrate cum District Collector, Vaishali at Hajipur.
3. The Superintendent of Police, Vaishali at Hajipur.
4. The Excise Superintendent Vaishali at Hajipur.
5. The Station House Officer, Fatepur, Vaishali
6. The Investigating Officer of Patepur, P.S. Case No. 100/2017

.... Respondents

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Appearance :

For the Petitioner/s : Mr. Kaushal Kishor

For the Respondent/s : Mr. Kumar Manish, S.C.5

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL JUDGMENT

Date: 08-05-2018

Heard learned counsel for the petitioner and
learned counsel representing the State.

Petitioner has prayed for release of the vehicle
(Indigo ECS of White Colour) bearing registration no. BR1-BK-
4577 in favour of the petitioner in connection with Fatepur P.S.
Case No. 100/2017 for the offences under Section 30(a) of Bihar
Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that the
petitioner is ready and willing to abide by the terms and
conditions which may be imposed by this Court for provisional
release of the vehicle in question.

In the facts and circumstances, pending initiation
or finalization of the confiscation proceeding, let the vehicle, if
belongs to the petitioner, be released provisionally within a
week, if not auction sold, on production of proof of ownership



and registration of the vehicle in his favour subject to the following conditions:-

(i) Petitioner shall furnish a surety bond of Rs. 5,00,000/- (Five Lakhs only) in form of Bank guarantee or the original title deed of an immovable property lying within the jurisdiction of the court or any other security of like nature to the satisfaction of the Collector cum District Magistrate, Vaishali at Hajipur.

(ii) Petitioner shall furnish an undertaking that he would not alienate or encumber the vehicle or deal with them adverse to the interest of the State and shall produce the vehicle before the Collector-cum-District Magistrate, Vaishali at Hajipur, as and when directed.

(iii) A photograph of the vehicle shall be taken and panchnama be also prepared, certified and be kept on record in accordance with law.

This application is, accordingly, disposed off.

Rajeev/-

(Rajeev Ranjan Prasad, J.)

AFR/NAFR	
CAV DATE	
Uploading Date	09.05.2018
Transmission Date	09.05.2018

