

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.2138 of 2018

Arising Out of PS. Case No.-374 Year-2018 Thana- PHULWARISHARIF District- Patna

Anjay Kumar Son of Late Mahendra Choudhary, Resident of Village- Jat
Dumari, P.S.- Punpun, District- Patna.

... .. Petitioner

Versus

1. The State of Bihar through the Principal Secretary Excise Department,
Government of Bihar, Patna
2. The Senior Superintendent of Police, Patna.
3. The City S.P. Patna, District- Patna.
4. The S.H.O., Ram Krishna Nagar, Police Station District- Patna.

... .. Respondents

Appearance :

For the Petitioner : Mr.Arvind Prasad Singh, Advocate
For the Respondent-State: Mr.Kumar Manish, SC-5

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 02-09-2019 This writ petition under Articles 226 & 227 of the Constitution of India has been filed by the petitioner for directing and commanding the respondent authorities to release the goods carrier vehicle bearing Registration No. BRO1 GD-7152, which has been illegally seized in connection with Special Case No. 4830 of 2018 arising out of Phulwarisharif (Janipur) P.S. Case No. 364 of 2018 registered under Section 30(a) of the Bihar Prohibition & Excise Act, 2016.

Realizing that the confiscation is a civil proceeding, learned counsel for the petitioner seeks leave to withdraw the present writ petition with liberty to the petitioner to file a civil



writ application for the release of vehicle bearing Registration
No. BRO1 GD-7152 seized in connection with Special Case
No. 4830 of 2018 arising out of Phulwarisharif (Janipur) P.S.
Case No. 364 of 2018.

Leave is granted.

The writ petition is disposed of.

(Ashwani Kumar Singh, J)

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