

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.304 of 2019

Arising Out of PS. Case No.-168 Year-2018 Thana- PATLIPUTRA District- Patna

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Raj Kumar Singh, son of Late Shyam Sunder Singh, Resident of Mohalla-New Patliputra Colony, House No.249, Road No. 2B, J.D. Mishra Patha, P.S- Patliputra, District-Patna

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Excise Department, Government of Bihar, Patna
2. The Collector-cum-District Magistrate, Patna
3. The Senior Superintendent of Police, Patna
4. The Police Inspector cum Officer In Charge, Patliputra Police Station, District-Patna

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Makardhwaj Upadhyay, Advocate
For the Respondent/s : Mr. Anil Kumar Sinha, GA-1

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 05-02-2019 At the outset, learned counsel for the petitioner submitted that inadvertently this application has been filed as a criminal writ petition. As a matter of fact, the challenge is to the initiation of a confiscation proceeding under the Excise Act and a civil writ petition ought to have been filed.

Having submitted so, learned counsel for the petitioner sought leave to withdraw the present writ petition with liberty to file a civil writ application before this Court in the same subject matter.

Leave is granted.



The writ petition is disposed of.

(Ashwani Kumar Singh, J.)

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