

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.3094 of 2018

Arising Out of PS. Case No.-135 Year-2018 Thana- RAFIGANJ District- Aurangabad

Mahboob Alam @ Mohammad Mahboob Alam, Son of Md. Taufique Alam,
resident of Village- Raja Bagaicha, P.S.- Rafiganj, District- Aurangabad
(BIHAR).

... .. Petitioner

Versus

1. The State of Bihar through the Secretary, Department of Excise,
Government of Bihar, Patna.
2. The District Magistrate, Aurangabad.
3. The Superintendent of Police, Aurangabad.
4. The Officer -in- Charge, Rafiganj Police Station, District- Aurangabad.

... .. Respondents

Appearance :

For the Petitioner/s : Mrs. Leelawati Kumari, Advocate
For the Respondent/s : Mr. Vikash Kumar, SC-11

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 08-04-2019 This application under Article 226 of the
Constitution of India has been filed by the petitioner for
directing and commanding the respondent authorities to release
the Safari Storme Jeep bearing Registration No. BR-02W-1498,
which has illegally been seized in connection with Rafiganj P.S.
Case No. 135 of 2018 under Sections 30(a) and 38 of the Bihar
Prohibition and 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 Safari Storme



Jeep bearing Registration No. BR-02W-1498 seized in
connection with Rafiganj P.S. Case No. 135 of 2018.

Leave is granted.

The writ petition is disposed of.

(Ashwani Kumar Singh, J.)

Sanjeet/R.Ranjan-

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