

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.3327 of 2018

Arising Out of PS. Case No.-403 Year-2018 Thana- SIWAN MUFFASIL District- Siwan

Tajamammad Khan @ Raju Ali, S/o Haleem Khan, R/o Vill.- Bhada Kala,
P.S.- Siwan Muffasil, District- Siwan.

... .. Petitioner

Versus

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

... .. Respondents

Appearance :

For the Petitioner	:	Mr. Ramadhar Shekhar, Advocate
For the Respondents	:	Mr. Vivek Prasad, GP-7

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 17-09-2019 This application under Articles 226 and 227 of the Constitution of India has been filed by the petitioner for directing and commanding the respondent authorities to release the tempo bearing Registration No. BR-29PA-3420, Engine No.S7F8717207 Chesis No. MBX0003DFVF472063, which has illegally been seized in connection with Siwan Muffasil P.S. Case No.403 of 2018 registered under Sections 272, 273 of the Indian Penal Code and Section 30(a), 28(1) 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 tempo bearing
Registration No. BR-29PA-3420, seized in connection with
Siwan Muffasil P.S. Case No. 403 of 2018.

Leave is granted.

The writ petition is disposed of.

(Ashwani Kumar Singh, J.)

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