

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.3241 of 2018

Arising Out of PS. Case No.-55 Year-2017 Thana- RISIYAP District- Aurangabad

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Bipin Bihari Pandey, son of Nand Kumar Pandey, Resident of Village-
Mohalla -Dariyat, Ward No.5, P.S.- Dariyat, District- Rohtas, Bihar.

... .. Petitioner

Versus

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

... .. Respondents

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Appearance :

For the Petitioner	:	Ms. Leelawati Kumari, Advocate
For the Respondents	:	Mr. Anil Kumar Sinha, GA-1

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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 Tractor bearing Registration No. BR-24G-7429, which has
illegally been seized in connection with Risiup P.S. Case No. 55
of 2017 under Section 30(a) 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 Tractor bearing



Registration No. BR-24G-7429 seized in connection with Risiup
P.S. Case No. 55 of 2017.

Leave is granted.

The writ petition is disposed of.

(Ashwani Kumar Singh, J.)

Sanjeet/R.Ranjan-

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