

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.1443 of 2019

In
Civil Writ Jurisdiction Case No.11146 of 2018

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Ram Babu Sah S/o Brijnandan Sah R/o Village Jatvaliya, P.S.- Kundwa,
Chainpur, Dist- East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar Through the Principal Secretary Excise Department,
Government of Bihar, Patna.
2. The Divisional Commissioner Muzaffarpur.
3. The District Magistrate cum collector East Champaran at Motihari.
4. The Senior Superintendent of Police East Champaran at Motihari.
5. The S.H.O Dhaka police station East Champaran at Motihari.
6. The Investigating Officer of Dhaka Police Station case no. 46/2018, Dhaka
Police Station, East Champaran Motihari.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh, Adv.

For the Opposite Party/s : Mr.Pushkar Narain Shahi (AAG 6)

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD)

2 24-07-2019 After hearing learned counsel for the petitioner and

learned counsel for the State, finding that 260 bottles of liquor
each containing 300 m.l. have been recovered from the vehicle
in question, we are not inclined to modify the conditions
imposed in our order dated 21.6.2018 passed in C.W.J.C.
No.11146 of 2018.

Recently, however, in some of the cases we have been
directing that the bank guarantee should be limited to the extent



of the value of the vehicle as indicated in the insurance document and we are inclined to say so in the present matter also.

On the petitioner's furnishing the bank guarantee to the extent of the value of the vehicle as indicated in the insurance document and on complying with other conditions in terms of our previous order, the vehicle in question shall be released.

(Amreshwar Pratap Sahi, CJ)

(Rajeev Ranjan Prasad, J)

K.C.Jha/-

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