

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.2718 of 2018

Arising Out of PS. Case No.-161 Year-2017 Thana- NOKHA District- Rohtas

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Amar Lal Mahto, Son of Nageshwar Mahto, Resident of village-Datma More
Kuju, Police Station-Mandu, District- Ramgarh (Jharkhand).

... .. Petitioner

Versus

1. The State of Bihar, through the Principal Secretary, Department of Excise,
Government of Bihar, Patna.
2. The District Magistrate, Rohtas at Sasaram.
3. The Superintendent of Police, Rohtas at Dehri-on-Sone.
4. The District Excise Officer, Rohtas at Sasaram.
5. The S.H.O. Nokha Police Station, District- Rohtas.

... .. Respondents

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Appearance :

For the Petitioner : Mr. Rajani Kant Singh, Advocate
For the Respondents : Mr. Kumar Manish, SC-5

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

3 03-07-2019 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 truck bearing Registration No. JH-10AP-9151, which has
illegally been seized in connection with Nokha P.S. Case
No.161 of 2017 registered 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 truck bearing



Registration No. JH-10AP-9151 seized in connection with
Nokha P.S. Case No. 161 of 2017.

Leave is granted.

The writ petition is disposed of.

(Ashwani Kumar Singh, J.)

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