

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Writ Jurisdiction Case No.2626 of 2018**

Arising Out of PS. Case No.-242 Year-2018 Thana- KADWA District- Katihar

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Kanchan Mallik son of Late Mohan Mallik, Resident of Village-Kalidaspur,  
Police Station-Kadwa (Balua Belone O.P.), Distt.-Katihar

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Excise Department  
Patna, Bihar
2. The Collector/District Magistrate, Katihar
3. The Superintendent of Police, Katihar
4. The Excise Superintendent, Katihar
5. The Officer-in-Charge, Kadwa (Balua Belone O.P.) Distt.-Katihar

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr. Md. Ziaul Quamar, Advocate  
For the Respondent/s : Mr. Anil Kumar Sinha, GA-1

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**CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH**  
**ORAL ORDER**

2      22-07-2019                      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 vehicle Splendor Hero Plus Motorcycle bearing registration  
no.BR-39X7822 which has illegally been seized in connection  
with Kadwa (Balua Belone O.P.) P.S. Case No.242 of 2018  
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 vehicle Splendor Hero Plus  
Motorcycle bearing registration no. BR-39X7822 seized in  
connection with Kadwa (Balua Belone O.P.) P.S. Case No.242 of  
2018.

**(Ashwani Kumar Singh, J)**

Md. S/-

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