

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.2974 of 2018

Arising Out of PS. Case No.-143 Year-2018 Thana- BARACHATTI District- Gaya

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Ranjan Kumar @ Raju Yadav, Son of Thethar Yadav @ Teter Yadav, resident of Mohalla- Abdulpur Rafiganj, P.S.- Rafiganj, District- Aurangabad.

... .. Petitioner

Versus

1. The State of Bihar, through the Principal Secretary, Excise and Prohibition Department, Government of Bihar, Patna
2. The District Magistrate, Gaya.
3. The Senior Superintendent of Police, Gaya.
4. The In-charge of Barachatti Police Station, Gaya.

... .. Respondents

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Appearance :

For the Petitioner/s : Mr. Rajendra Singh, Advocate
For the Respondent/s : Mr. Vivek Prasad, GP-7

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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 Pulsar motorcycle bearing Registration No. BR-26M-3340 Engine No.DHYRM18536 which has illegally been seized in connection with Barachatti P.S. Case No. 143 of 2018 under Sections 279, 336, 337 of the Indian Penal Code, Sections 30(a), 38 and 47 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 Pulsar motorcycle bearing
Registration No. BR-26M-3340 seized in connection with
Barachatti P.S. Case No. 143 of 2018.

Leave is granted.

The writ petition is disposed of.

(Ashwani Kumar Singh, J.)

Sanjeet/R.Ranjan/

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