

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11151 of 2019

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Shambhu Kumar Sah @ Shambhu Sah Son of Kailash Kumar Sah R/o
Village-Maharajganj, Madhubani, Ward no. 8, Nirmali, P.S.-Nirmali, District-
Supaul

... .. Petitioner/s

Versus

1. The State of Bihar through Director General of Police, Patna
2. The Excise Commissioner Patna
3. The District Magistrate Supaul
4. The Excise Superintendent Supaul
5. The Station House Officer Nirmali Police Station, District-Supaul

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Uday Chand Prasad
For the Respondent/s : Mr. Kumar Manish (SC5)

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

3 21-01-2020 Heard learned counsel for the petitioner and the
respondents.

The petitioner prays for release the Hero Splender Pro
motorcycle bearing Registration No. BR-32 H-3151, which has
been seized in connection with Nirmali P.S. Case No. 110 of
2017 for the offences punishable under Section 30(a), 53 of the
Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner invites our attention
to the order dated 18th January, 2020 passed in CWJC No. 3245
of 2017 titled as Manish Kumar Chaudhary Vs. The State of
Bihar & Ors. and prays for disposal in terms thereof.



As such, as prayed for, on mutually agreed terms, we dispose of the present petition in terms of the order dated 18th January, 2020 passed in CWJC No. 3245 of 2017 titled as Manish Kumar Chaudhary Vs. The State of Bihar & Ors. making the terms contained therein, applicable mutatis mutandis, insofar as applicable, also to the instant petition. The terms of the said order shall be deemed to have been incorporated and read as a part and parcel of the present order.

It shall be obligatory on the part of the instant parties to place on record of the authorities under the provision of the Bihar Prohibition and Excise Act, 2016, a copy of not only the order passed in the instant petition, but also that of CWJC No. 3245 of 2017 titled as Manish Kumar Chaudhary Vs. The State of Bihar & Ors. which can be conveniently downloaded from the internet.

No order as to costs.

Petition stands disposed off in the aforesaid terms.

(Sanjay Karol, CJ)

(Anil Kumar Upadhyay, J)

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