

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8405 of 2018

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Sunita Devi wife of late Santu Sah resident of Village Najari, P.S. Laxmipur,
District Jamui.

... .. Petitioner/s

Versus

1. The State Of Bihar through the Principal Secretary, Department of Registration Excise and Prohibition, Government of Bihar, Patna.
2. The Excise Commissioner, Bihar, Patna.
3. The District Collector-cum-District Magistrate, Jamui.
4. The State of Bihar through the Director General of Police, Bihar, Patna.
5. The Superintendent of Police, Jamui.
6. The Police Station House Officer, Malayapur, District Jamui.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Niranjan Parihar
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 quashing the order dated 09.03.2018 passed by the Collector, Jamui, in Confiscation Case No. 64/2017 whereby house of the petitioner situated in Mauza Nagari P.S. Laxmipur, under Tauji No. 445 bearing Jamabandi No. 201 in district, Jamui has been confiscated and further direction to the respondents to release the same sealed in connection with Laxmipur P.S. Case No. 100/2017, for the offences punishable under Sections 272, 273 of the Indian Penal Code and Section 30(a) of the Bihar Prohibition and Excise (Amendment) 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)

Ranjeet/-

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