

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11369 of 2018

In
Criminal Writ Jurisdiction Case No.448 of 2018

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Md. Kamal Ansari, Son of Late Mustkim Ansari, Resident of Village- Chousa,
Police Station Buxar (M), District- Buxar

... .. Petitioner/s

Versus

1. The State Of Bihar through the Principal Secretary, Excise Prohibition and Registration Department, Government of Bihar, Patna
2. The Collector-cum-District Magistrate, Buxar
3. The Superintendent of Police, Buxar
4. The Officer-in-Charge, Police Station, Buxar (Town) District- Buxar

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Anil Kumar Roy, Adv.
For the Respondent/s : Mr.Vivek Prasad -Gp7

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

4 21-01-2020 Heard learned counsel for the petitioner and the respondents.

The petitioner prays for setting aside the order dated 24.11.2017 passed by the District Magistrate, Buxar, in Confiscation Case No.197 of 2017 whereby vehicle of the petitioner, namely, Tempo bearing Registration No. BR 44 P-2645 has been confiscated and further direction to the respondents to release the vehicle seized in connection with Buxar (T) P.S. Case No. 217 of 2017 for the offences



punishable under Sections 272/273 and 30(a) 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)

K.C.Jha/-

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