

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.8959 of 2018

In

Criminal Writ Jurisdiction Case No.792 of 2018

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Pradeep Mistri Alias Pradeep Sharma Son of Sone Lal Mistri, resident of
Village- Kusheshwar Asthan, P.S.- Kusheshwar Asthan, District- Darbhanga.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Collector cum District Magistrate, Darbhanga.
3. The Senior Superintendent of Police, Darbhanga.
4. The Excise Superintendent, Darbhanga.
5. The Inspector cum S.H.O. Bahera, District- Darbhanga. null null
6. The Inspector Cum S.H.O. Manigachi Police Station, Darbhanga.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Nand Kishore Prasad Sinha

For the Respondent/s : Mr.Vikash Kumar- Sc11

=====2018=====

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

5 21-01-2020 Heard learned counsel for the petitioner and the
respondents.

The petitioner prays for setting aside the order dated



8.12.2017 passed by the District Magistrate, Darbhanga, in Bahera P.S. Case No.256 of 2017 whereby vehicle, namely, Bolero bearing Registration No. BR07PA-6163 has been confiscated and further direction to the respondents to release the vehicle seized in connection with Manigachi P.S. Case No. 153 of 2017 for the offences punishable under Section 30(a), 32(A) and 35© 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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