

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.9302 of 2018

In

Criminal Writ Jurisdiction Case No.336 of 2018

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Pappu Kumar Ray Son of Arun Rai Resident of Village - Snjah Ghat, Raj
Ghat Garail, P.S. Dhamdaha, District - Purnea.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Excise Commissioner, Bihar, Patna.
3. The Collector, Purnea.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Bijendra Kumar Singh

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)

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

The petitioner prays for setting aside the order dated
13.6.2017 passed by the District Magistrate, Purnea, in Excise
Case No.274 of 2016 whereby vehicle, namely, Tata Magic



bearing Registration No. BR11-S-8084 has been confiscated and further direction to the respondents to release the vehicle seized in connection with Excise Case No.274 of 2016 for the offences punishable under Section 58(2) 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)

Ravi/-

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