

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10918 of 2018

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Surendra Kumar son of Jagrup Das resident of Shabri Ashram Gautam Nagar
Gangjala Ward No. 11, Saharsa, P.S. and District Saharsa.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Principal Secretary Excise Department, Govt. of Bihar, Patna.
3. The Collector, Saharsa.
4. The District Transport Officer Saharsa.
5. The Superintendent of Police Saharsa.
6. The Excise Superintendent, Saharsa.
7. The Station House Officer, Saharsa Sadar Police Station, Saharsa.
8. Motor Vehicle Inspector, Saharsa.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Amarnath Jha, Adv.
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 setting aside the order dated
14.11.2017 passed by the District Magistrate, Saharsa, in
Confiscation (Excise) Case No.34 of 2017-18 whereby vehicle
of the petitioner, namely, Glamour Motorcycle bearing
Registration No. BR-19K-1064 has been confiscated and further



direction to the respondents to release the vehicle seized in connection with Saharsa Sadar P.S. Case No. 569 of 2017 for the offences punishable under Section 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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