

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11131 of 2018

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Shashi Bhushan Choudhary S/o Prithavi Chandra Choudhary, Resident of
Village- Parari, P.S.- Alauli, District- Khagaria.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Divisional Commissioner, Excise Department, Munger Division at
Munger.
3. The District Collector, Khagaria at Khagaria.
4. The Superintendent of Police, Khagaria at Khagaria.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Binod Kumar, 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 4.7.2017 passed by the District Magistrate, Khagaria at
Khagaria in Confiscation Case No,38 of 2017 whereby house
of the petitioner has been sealed and confiscated and further
direction to the respondents to unseal and hand over the
possession of the property sealed and confiscated in
connection with Excise Case No.99C3 of 2017 for the



offences punishable under Sections 47(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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