

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12405 of 2019

Kishun Choudhary Son of Late Nandlal Choudhary @ Nandu Choudhary
Resident of Village- Santar Mohalla, Ward No. 13, P.S. Lakhisarai, District-
Lakhisarai.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Excise Department,
Government of Bihar, Patna.
2. The District Magistrate, Lakhisarai.
3. The Superintendent of Police, Lakhisarai.
4. The Police Inspector-cum- Officer In- Charge, Lakhisarai Police Station,
District Lakhisarai.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Mrigendra Kumar
For the Respondent/s : Mr.Vivek Prasad (Gp7)

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 release of TVS XL 100
motorcycle bearing Registration No. BR-53C-1695 which has
been seized in connection with Excise Case No. 63C-2/2009
for the offences punishable under Sections 272 and 273 of the
Indian Penal Code and 30(a), 32, 41, 56(a) and 56(b) 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)

sujit/-

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