

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13671 of 2019

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Dipu Rai @ Deepu Raay Son of Nand Kishore Rai, resident of Village-
Manika Bishunpur Chand, P.S.- Mushahari, District- Muzaffarpur.

... .. Petitioner/s

Versus

1. The State of Bihar .
2. The Principal Secretary, Excise and Prohibition Department, Bihar, Patna.
3. The District Magistrate, Muzaffarpur.
4. The Superintendent of Police, Muzaffarpur.
5. The Superintendent of Excise, Muzaffarpur.
6. The S.H.O. cum Officer in charge, Mushahari Police Station, District-
Muzaffarpur.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Arun Kumar, Advocate
For the Respondent/s : Mr.Vivek Prasad (GP7)

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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 release of motorcycle Bajaj Pulsar
bearing Registration No. BR-06-BT 7628 seized in connection with
Mushahari P.S. Case No. 41/19 registered for the offences under
Sections 30(a), 36 and 38 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)

P.K.P./-Sushma

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