

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.12568 of 2019**

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Jayranjan Mishra @ Jai Ranjan Mishra S/o Bholanath Mishra Resident of  
Ward No. 4, Kalisthan Tola Shirnia, P.o.- Jamalpur Gogri, P.s.- Gogri, Distt.-  
Khagaria

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Excise Department,  
Bihar, Patna
2. The District Magistrate Bhagalpur
3. The Superintendent of Police Bhagalpur
4. The Deputy Superintendent of Police Bhagalpur
5. The Officer-in-Charge Industrial Area Police Station, Bhagalpur, Distt.-  
Bhagalpur

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr.Roshan Kumar Mishra  
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 Suzuki Zenus  
Motorcycle bearing Registration No. BR-34B-2936 which has  
been seized in connection with Industrial Area P.S. Case No. 12 of  
2019 for the offences punishable under Sections 30, 30(a), 32 of  
the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner invites our attention  
to the order dated 18<sup>th</sup> 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 18<sup>th</sup> 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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