

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 14530 of 2019

Jeet Kumar, S/o Suryabali Chouhan, Resident of Village Dumer Narindr, PS Borey, Dist. Gopalganj

... .. Petitioner/s

Versus

1. The State of Bihar through the Principle Secretary Excise Department, Govt. of Bihar, Patna
2. The District Magistrate cum Collector, Gopalganj
3. The Superintendent of Poilice, Gopalganj
4. The S.H.O. Kateya Police Station, Dist. Gopalganj
5. The Investigation Officer of Kateya PS Case No.158/2018 Kateya Police Station, Gopalganj

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Pankaj Kumar Dubey
For the Respondent/s : Mr. Kumar Manish (Sc5)

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 20.04.2019 passed by the learned Additional Sessions Judge 2nd Cum – Special Excise, Gopalganj in Kateya P.S. Case No. 158 of 2018 for the offences punishable under Sections 30(a) and 37(b) of the Bihar Prohibition and Excise Act, 2016 refusing release of vehicle, namely, Wagon R bearing registration no. BR-01-BC-3246.

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 down loaded from the internet.

No order as to costs.

Petition stands disposed off in the aforesaid terms.

(Sanjay Karol, CJ)

(Anil Kumar Upadhyay, J)

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