

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14644 of 2019

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1. Arvind Kumar S/o Devendra Ray Resident of Mosimpur, Kurtha, Maujipur, Kirpal Tola, P.S. Nadi, Dist. Patna
 2. Sudhir Roy S/o Devendra Ray @ Mukhi Resident of Mosimpur, Kaujipur, Kurth Kripal Tola, P.S. Nadi, Dist. Patna

... .. Petitioner/s

Versus

1. The State of Bihar represented through the Principal Secretary Department of Excise, Govt. of Bihar, Patna
2. Officer in Charge, Fatuha, Police Station, Patna

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Tilak Sao
For the Respondent/s : Mr. Vikash Kumar (Sc11)

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 petitioners and the respondents.

The petitioners pray for release of Mairum Colour old Fridge of L.G. Company and motorcycle of S.ZRR Yamaha Company bearing Registration No. BR01EA-7073 and Registration No. BR-01EA-7588 seized in connection with Special Case No. 4477 of 2019, arising out Fatuha P.S. Case No. 289 of 2019, registered for the offences under Section 30 (a) of the Bihar (Prohibition) 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)

Ranjeet/-

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