

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 14108 of 2019

Nagendra Sah @ Narendra Saw, Son of Biltu Sah @ Bhagwan Sah, Resident
of Village- Chainpura, Dariyapur, Police Station- Naubatpur, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar Through Principle Secretary, Excise Registration and Prohibition, Government of Bihar, Patna.
2. The Collector of Patna, Patna.
3. The Superintendent of Police, Patna.
4. The SHO of Naubatpur Police Station, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Parashuram Singh, Advocate
For the Respondent/s : Mr. Vikash Kumar (SC-11)

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 the vehicle, namely, Hero Honda Motorcycle bearing registration no. BR 01BW 7470 seized in connection with Special Case No. 9656 of 2017 arising out of Naubatpur P.S. Case No. 447/2017 for the offences punishable under Section 30(a), 37(C), 38(1) and 41(1) 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 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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