

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No. 13995 of 2019**

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Rahul Kumar, Son of Shivnath Mahto, Resident of Terhasiha, P.S.- Ganga Bridge, District -Vaishali.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Excise, Patna.
2. The District Magistrate, Vaishali.
3. The Assistant Excise Commissioner, Vaishali.
4. The A.S.I., Excise, City Pashchimi, District- Patna.

... .. Respondent/s

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**Appearance :**

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

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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 the vehicle, namely, Hero Motorcycle Passion Pro bearing registration no. BR 01AD 17777 seized in connection with Excise PR No.156 of 2019 for the offences punishable under Section 30(a) 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 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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