

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13426 of 2019

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Sanjay Kumar Mahto, S/o Devnarayan Mahato, R/o Village-Kushiyari, P.O.-
Karua Hajpurwa, P.S.-Chakmehsi, District-Samastipur

... .. Petitioner

Versus

1. The State of Bihar, through the Principal Secretary Excise & Prohibition
Department, Govt. of Bihar, Patna
2. The Collector/District Magistrate, Darbhanga
3. The Excise Deputy Commissioner, Darbhanga
4. The Superintendent of Police, Darbhanga
5. The Superintendent Excise, Darbhanga
6. The Officer-in-Charge cum S.H.O. Darbhanga Town (Kotwali O.P.), Police
Station under District Darbhanga
7. The Investigation Officer S.I. Darbhanga Town (Kotwali O.P.) Police
Station under District Darbhanga

... .. Respondents

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Appearance :

For the Petitioner : Mr.Manoj Priyadarshi, Advocate
For the Respondents : Mr.Vikash Kumar (SC11)

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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 Mahindra Supro
Maxi Truck (Pickup) Van bearing Registration No. BR33GA-4462,
seized in connection with Darbhanga Town (Kotwali O.P.) P.S. Case
No. 148/2018, registered for the offence under Sections 36 and 37 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)

P.K.P./ Sushma-

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