

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13835 of 2019

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Vishavanath Kumar S/o Suresh Yadav R/o Village-Jagmohan Bigha, P.S.
Karpi, District-Arwal (Bihar)

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Excise Department,
Government of Bihar, Old Secretariat, Patna
2. The District Magistrate Aurangabad (Bihar)
3. The Superintendent of Police Aurangabad (Bihar)
4. The District Supply Officer (Excise) Aurangabad (Bihar)
5. The S.H.O. Dev Kund, District-Aurangabad (Bihar)

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Lal Bahadur Singh, Advocate
For the Respondent/s : Mr.Vivek Prasad (GP7)

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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 motorcycle bearing
Registration No. BR-26N-3830 seized in connection with Dev Kund
P.S. Case No. 20/2019 registered for the offences under Section 30(a)
of the Bihar Prohibition and Excise (Amendment) 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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