

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 3563 of 2018

=====

Balbir Singh, S/o Sudhir Singh, Resident of village- Kusmaha, P.S.- Jasidih,
Distt.- Debgarh Jharkhand.

... .. Petitioner

Versus

1. The State Of Bihar through the Chief Secretary, Govt. of Bihar, Patna.
2. The District Magistrate Cum Collector, Aurangabad.
3. The Excise Superintendent, District- Aurangabad.
4. The Station House Officer Cum-officer-in-Charge- Mali Police Station in the district of Aurangabad.

... .. Respondents

=====

Appearance :

For the Petitioner : Mr. Ranjit Kumar, Adv.
For the Respondents : Mr. Vivek Prasad- GP-7

=====

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 releasing the seized vehicle, namely, Hero Honda CBZ Motorcycle bearing Registration No. JH 15D 6445 which has been seized in connection with Excise Case No. 239 of 2017 arising out of Mali P. S. Case No. 39 of 2017 registered for the offences punishable under Sections 30(a), 38 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 downloaded from the internet.

No order as to costs.

Petition stands disposed off in the aforesaid terms.

(Sanjay Karol, CJ)

(Anil Kumar Upadhyay, J)

Rajeev Kumar/-

U			
---	--	--	--

