

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.7305 of 2018

In

Criminal Writ Jurisdiction Case No.340 of 2018

Md. Soharab @ Sri Pappu @ Md. Pappu @ Soharab S/o Md. Shakil Resident
of Village Gayaspur, Ward No. 02, Palasi, District Araria.

... .. Petitioner/s

Versus

1. The State Of Bihar through the Secretary, the Excise Department, Govt. of Bihar, Patna.
2. The Collector, Araria.
3. The Superintendent of Police, Araria.
4. The Deputy Superintendent of Police Forbesganj, Araria.
5. Rakesh Kumar, A.S.I. Forbesganj Police Station Forbesganj, District Araria.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Anil Prasad Singh

For the Respondent/s : Mr.Kumar Manish -Sc5

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 setting aside the order dated 07.11.2017 passed by the Collector, Araria, in Confiscation Case No.105/2017-18 whereby vehicle, namely, White Colour pick up van bearing Registration No. BR-11S-1268 has been confiscated and further direction to the respondents to release the vehicle seized in connection with Forbesganj P.S. Case No. 294/2017, 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 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)

Ranjeet/-

U			
---	--	--	--

