

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14117 of 2018

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Rakesh Ranjan Kumar S/o Dineshwar Chaudhari Resident of Village -
Bhaluahi, Police Station - Nokha, District - Rohtas Sasaram.

... .. Petitioner/s

Versus

1. The State Of Bihar.
 2. The District Magistrate, Rohtas Sasaram.
 3. The Senior Superintendent of Police, Rohtas Sasaram.
 4. The Assistant Commissioner, Excise, Rohtas Sasaram.
 5. The Officer In-Charge , Nokha, Police Station, District - Rohtas Sasaram.
- Respondent/s

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Appearance :

For the Petitioner/s : Mr. Rama Kant Singh
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 setting aside the order dated
22.05.2017 passed by the District Magistrate, Rohtas (Sasaram),
in Excise Confiscation Case No. 19 of 2017 whereby Kirana
shop of the petitioner has been confiscated and further direction
to the respondents to release the shop seized in connection with
Nokha P.S. Case No. 280 of 2016 for the offences punishable
under Sections 272, 273 and 30(K)(gh) and 37(b) 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)

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