

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13048 of 2018

Ashok Kumar Bhagat Son of Late Bhagwat Bhagat, Resident of Village-
Murliganj, Ward No.8, Police Station- Murliganj, District- Madhepura.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Collector-cum-District Magistrate, Madhepura.
3. The Excise Superintendent, Madhepura.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Uday Chand Prasad, Adv.
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 25.5.2018 passed by the District Magistrate, Madhepura in Misc. Excise Case No.77 of 2017 whereby shop of Khata No.150, Khesra No.1346/1417/13451, situated in Village- Murliganj, P.S.Murliganj, District- Madhepura, has been confiscated and further direction to the respondents to release the aforesaid shop, sealed in connection with Murliganj P.S. Case No. 54 of 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)

K.C.Jha/-

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