

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6065 of 2018

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Kumari Premshila W/o Sri Dhanesh Kumar Bind, Resident of Biur Tole
Balupur, P.S.- Chainpur, District Kaimur Bhabua.

... .. Petitioner/s

Versus

1. The State of Bihar, through the Principal Secretary, Department of Excise,
Government of Bihar, Patna.
2. The District Magistrate, Kaimur Bhabua.
3. The Superintendent of Police, Kaimur Bhabua.
4. The Excise Officer, Kaimur Bhabua.
5. The S.H.O. Chainpur P.S. District- Kaimur Bhabua.

... .. Respondent/s

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Appearance :

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

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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
25.01.2018 passed by the District Magistrate Kaimur (Bhabua), in
Confiscation Case No. 242 of 2017-18 whereby vehicle, bearing
Registration No. BR-45H4346 has been confiscated and further
direction to the respondents to release the vehicle seized in
connection with Chainpur P.S. Case No. 222 of 2017 for the offences
punishable under Sections 30(a), 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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