

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14071 of 2018

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Gudan Manjhi @ Judan Manjhi Son of Jagdish Manjhi, resident of Village Barhat, P.S.- Barhat, District- Jamui.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Excise Commissioner, Bihar, Patna.
3. The District Collector-Cum-District Magistrate, Jamui.
4. The State of Bihar through the Director General of Bihar, Patna.
5. The Superintendent of Police, Jamui.
6. The Police Station House Officer /Barhat Police Station District Jamui.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Pankaj Kumar Sinha
For the Respondent/s : Mr.Vivek Prasad- Gp7

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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 25.05.2018 passed by the District Magistrate, Jamui, in Confiscation Case No. 70 of 2017 whereby land of the petitioner has been confiscated and further direction to the respondents to release the land seized in connection with Barhat P.S. Case No. 43 of 2017 for the offences punishable under Section 273 of I.P.C. and 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)

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