

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14240 of 2018

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Saraswati Devi @ Most. Saraswati Devi Wife of Ramanath Chaudhary,
Resident of Village- Manjhi, Chaubah Sthan, Police Station- Manjhi, District-
Saran at Chapra.

... .. Petitioner/s

Versus

1. The State Of Bihar through the Principal Secretary, Excise Department,
Government of Bihar at Patna.
2. The District Magistrate, Saran at Chapra.
3. The Superintendent of Police, Saran at Chapra.
4. The Sub-Divisional Officer, Sadar, Chapra.
5. The Circle Officer, Manjhi, District- Saran.
6. The Officer-in-Charge, Manjhi, District- Saran.
7. Bhola Kumar Chaudhary @ Shankar Chaudhary, Son of Late Ramanath
Chaudhary, Resident of Village- Manjhi, Chaubah Sthan, Police Station-
Manjhi, District- Saran at Chapra.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Dr. Rajesh Kumar Singh
For the Respondent/s : Mr.

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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
13.02.2018 passed by the District Magistrate, Saran at Chapra,
in Confiscation Case No. 270 of 2017 whereby unseal and hand
over the possession of residential house/land of the petitioner
has been confiscated and further direction to the respondents to



release the vehicle seized in connection with Manjhi P.S. Case No. 288 of 2016 for the offences punishable under Section 272, 273 of I.P.C. and Section 30, 38 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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