

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1525 of 2020

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Amit Kumar Jaiswal @ Amit Kumar Jaeswal @ Amit Kumar Jaswal, S/o
Prem Chandra Jaiswal R/o- Nalband Toli, Tatheri Bazaar, P.S. Town Buxar,
District- Buxar.

.. ... Petitioner/s

Versus

1. The State of Bihar Through its Principal Secretary, Excise Department,
Government of Bihar, Patna.
2. The District Magistrate Buxar.
3. The Superintendent of Police Buxar.
4. The Officer- in- Charge Buxar Industrial Police Station, District- Buxar.

... ... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate
For the Respondent/s : Mr. Kumar Manish (SC-5)

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 23-01-2020 Heard learned counsel for the petitioner and the
respondents.

The petitioner prays for release of the vehicle namely
TVS Jupiter Scooty vehicle bearing registration no. BR-01CG-
3606 seized in connection with Buxar Industrial P.S. Case No.
118 of 2019 corresponding to Excise Case No. 760 of 2019 for
the offences punishable under Section 30(a) of the Bihar
Prohibition and Excise Act, 2018.

Learned counsel for the petitioner invites our attention



to the order dated 9th January, 2020 passed in CWJC No. No.20598 of 2019 titled as Md. Shaukat Ali 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 9th January, 2020 passed in CWJC No. No.20598 of 2019 titled as Md. Shaukat Ali 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. No.20598 of 2019 titled as Md. Shaukat Ali Vs. The State of Bihar & Ors. which can be conveniently down loaded from the internet.

Petitioner undertakes to appear in the office of the concerned appropriate authority/the concerned District Magistrate, on the 10th of February, 2020 and apprise him of the passing of the order.



No order as to costs.

Petition stands disposed off in the aforesaid terms.

(Sanjay Karol, CJ)

(Anil Kumar Upadhyay, J)

spandey/-

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