

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3535 of 2021

Ashok Sahni (Male), aged about-36 years, son of Joginder Sahni, resident of village and Post- Loam, Police Station- Sadar, District- Darbhanga. At Present residing at W. No.- 30, Shanker Colony, District- Sriganganagar (Rajasthan).

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Registration, Excise and Prohibition Department, Government of Bihar, Patna.
2. The District Magistrate-cum- Collector, Darbhanga.
3. The Senior Superintendent of Police, Darbhanga.
4. The Excise Superintendent, Darbhanga.
5. The Officer-in-charge, Raiyam Police Station, District- Darbhanga.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Gajendra Kumar Singh, Advocate
	:	Mr. Manish Kumar No.2, Advocate
For the Respondent/s	:	Mr. Vikash Kumar, SC-11.

CORAM: HONOURABLE THE CHIEF JUSTICE

and

(a) of the Bihar Prohibition and Excise Act, 2016 and/or for any other relief or reliefs to which the petitioner may be found entitled to in course of hearing of this writ application.”

Learned counsel for the petitioner prays that the petition be disposed of in terms of order dated 9th January, 2020 passed in **CWJC No. 20598 of 2019 titled as Md. Shaukat Ali Vs. The State of Bihar** and subsequent order dated 14th January, 2020 passed in **CWJC No.17165 of 2019 titled as Umesh Sah Versus the State of Bihar & Ors.** and order dated 29.01.2020 passed in **CWJC No.2050 of 2020 titled as Bunilal Sah @ Munilal Sah.**

Learned counsel for the respondents has no objection to the same.

The Bihar Prohibition and Excise Act, 2016 (hereinafter referred to as the Act) prohibits the manufacture, storage, distribution, transportation, possession, sale, purchase and consumption of any intoxicant or liquor, unless so allowed in terms of the Act. (Section 13).

In addition to the penalty imposed for committing such an offence, Section 56 of the Act lays down the procedure for confiscation of “things” used for in the commission of such



