

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7789 of 2022

=====

Mukesh Prasad Keshri Son of Kashinath Prasad Keshri, Resident of Village-
Khuthan, P.S.- Imadpur, District- Bhojpur at Ara.

... .. Petitioner/s

Versus

1. The State of Bihar through Additional Chief Secretary, Excise Department,
Govt. of Bihar, Patna.
2. The District Magistrate-cum- Collector, Patna.
3. The Additional District Magistrate, Patna.
4. The Senior Superintendent of Police, Patna.
5. The Assistant Commissioner, Excise, Patna.
6. The Inspector, Excise Prohibition Strike Force, Patna.

... .. Respondent/s

=====

(The proceedings of the Court are being conducted by Hon'ble the Chief Justice /Hon'ble Judges through Video Conferencing from their residential offices/residences. Also, the Advocates and the Staffs joined the proceedings through Video Conferencing from their residences /offices.)

Appearance :

For the Petitioner/s : Mr.Rakesh Kumar Sharma, Adv
For the Respondent/s : Mr.Vivek Prasad (GP 7)

=====

CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE S. KUMAR)

Date : 08-07-2022

Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s):-

(i). For issuance of writ in the nature of mandamus for release of Scorpio Vehicle bearing Registration No. BR-03PA-2145 which has been seized by The Inspector, Excise Prohibition Strike Force, Patna in Excise PR No. 55 dated 13.07.2020 under Section 30(a), 32(1), 32(3), 41(1) and 41(2) of the Bihar Prohibition and Excise Act, 2018 on the ground that the vehicle seized by the authority is already stolen on 05.09.2019 and the learned Additional District Magistrate, Patna has dropped the confiscation proceeding but refused to release the vehicle by showing his inability and also stated in the order dated 22.02.2022 that he has no power to release the vehicle on the ground of stolen vehicle and also advised to move before the competent court for release of vehicle.

Learned counsel for the petitioner seeks permission to withdraw this petition.

Prayer is allowed.

This application is disposed of as withdrawn.

(Sanjay Karol, CJ)

(S. Kumar, J)

ranjan/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	
Transmission Date	NA