

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13643 of 2024

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Rajesh Kumar Sharma @ Rajesh Sharma, Son of Rajendra Sharma, Residents
of Village- Pakri, P.S.- Barharia, District- Siwan.

... .. Petitioner.

Versus

1. The State of Bihar through the Principal Secretary, Excise Department,
Government of Bihar, Patna.
2. The Director General of Police, Bihar, Patna.
3. The Excise Commissioner, Bihar, Patna.
4. The Inspector General of Police, Bihar, Patna.
5. The District Magistrate/Collector, Gopalganj.
6. The Superintendent of Police, Gopalganj.
7. The Excise Superintendent of Police, District- Gopalganj.
8. The Officer-in-Charge of Bhore Police Station, District- Gopalganj.
9. The Investigating Officer of Bhore P.S. Case No.- 90/2024 dated-
11.04.2024, Bhore Police Station, District- Gopalganj.

... .. Respondents.

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Appearance :

For the Petitioner	:	Mr. Javed Aslam, Advocate.
For the State	:	Mr. Standing Counsel- 23.

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CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

Date : 13-09-2024

In the instant writ petition, the petitioner has prayed
for the following relief(s):

“(A) A writ in the nature of mandamus or any
other appropriate writ/writs, order/
orders, direction commanding the
respondents for the following:-

- (i) To release the Honda SP-125 Motorcycle
bearing Registration No.BR29AS-8022,



Chassis No.ME4JC83CMMG013345,
Engine No.JC83EG2215061, in favour
of the petitioner, which was seized in
connection with Bhore P.S. Case
No.90/2024 dated 11.04.2024 registered
for the offence under Section-30(a) of
the Bihar Prohibition and Excise Act,
2016.

(A) To any other relief/reliefs for which the
petitioner found entitled to.”

2. The petitioner has already invoked remedy of filing
application under Rule 12A of the Bihar Prohibition and Excise
Rules, 2021 along with amended sub Rule 2 of Rule 12A in the
year 2022 and 2023 as is evident from Annexure-3 dated
05.02.2024. Therefore, the concerned authority is hereby
directed to decide the petitioner’s application within a period of
one week from the date of receipt of this order.

3. Accordingly, the instant writ petition stands
disposed of.

(P. B. Bajanthri, J)

(Alok Kumar Pandey, J)

P.S./-

AFR/NAFR	NAFR
CAV DATE	NA



Uploading Date	13.09.2024.
Transmission Date	NA

