

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5436 of 2025

Prabha Shankar Singh Son of Abhay Singh, Resident of Rivilganj, P.S.- Rivilganj, Dist- Saran. At present- H/O Saroj Kumar M.I.G- 120, Hanuman Nagar Kannkar Bagh, Patna Bihar 800020.

... .. Petitioner/s

Versus

1. The State of Bihar .
2. The District Magistrate, Patna.
3. The Senior Superintendent of Police, Patna.
4. The Station House Officer, Kadamkuan, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Kaushal Kishor, Advocate
For the Respondent/s : Mr.Government Pleader (19)

CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE S. B. PD. SINGH
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

Date : 17-04-2025

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

“I. For direction to respondent to release of vehicle Hero Splendor Plus bearing Registration No. BR-01FM3289 Chassis No. MBLHAW116MHL80866 seized in connection with Kadamkuan P.S. Case No. 89 of 2025 registered for the offence 30(A)/37 of Bihar Prohibition and Excise Act.

II. For any other relief's for which the petitioner is found entitle in the fact and circumstances of the case and/or the sake of justice.”

2. Learned counsel for the petitioner has submitted that
the concerned officials have recovered 360 ml of illicit liquor



from his person while driving the subject matter vehicle.

3. Having regard to the facts of the case that meagre recovery of 360 ml of illicit liquor, the petitioner shall not be subjected to multiple proceedings like confiscation, appeal, revision and writ petition.

4. We are invoking extraordinary jurisdiction under Article 226 of the Constitution of India to give quietus to the litigation while directing the petitioner to pay penalty of Rs. 10,000/-. On remitting Rs. 10,000/- in the concerned Treasury, petitioner is requested to approach the concerned authority for the purpose of release of the subject matter vehicle. The concerned authority shall release the subject matter vehicle within a period of three days from today.

5. With the aforesaid observation and direction, CWJC No. 5436 of 2025 stands disposed of.

(P. B. Bajanthri, J)

(S. B. Pd. Singh, J)

ranjan/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	19.04.2025
Transmission Date	NA

