

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11435 of 2025

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Sribhagvan Kumar, Son of Jogindra Yadav, R/o Village-Gambhirpur,
Gamhirpur, P.S.-Nautan, District-Siwan.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Excise Department,
Govt. of Bihar, Patna.
2. The District Magistrate, Gopalganj.
3. The Superintendent of Police, Gopalganj.
4. The Officer in Charge, Sripur Police Station, Gopalganj.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Ajay Kumar Tiwary, Advocate
For the Respondents State	:	Mr. Shankar Kumar Thakur, AC to GP-27

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
and

HONOURABLE MR. JUSTICE SOURENDRA PANDEY

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD)

Date : 13-11-2025

Heard the learned counsel for the petitioner and
learned AC to GP-27 for the State.

2. Petitioner in the present case is seeking release of
the vehicle bearing registration No. BR01PH9265, Chassis
No.MATTA2WGXH2G18632 and Engine No. WGH4G11844.

3. It appears that the vehicle in question has been
seized and a case bearing Hathua P.S. Case No. 71 of 2025
dated 27.03.2025 has been registered under Section 30(a) of the
Bihar Prohibition and Excise (Amendment) Act, 2022.

4. Keeping in view the statements made in Paragraph



‘11’ of the counter affidavit, wherein it is stated that the Superintendent of Police, Gopalganj has already forwarded a requisition to the Confiscation Officer, i.e., District Magistrate, Gopalganj for confiscation of the vehicle in question, we grant liberty to the petitioner to file an appropriate application for release of the vehicle in terms of the Bihar Prohibition and Excise Rules, 2021 as amended *vide* Amendment Rules, 2022. If any such application is filed, the District Magistrate, Gopalganj or any officer authorized by him shall pass an appropriate order thereon within a period of 30 days from the date of filing of the application.

5. The writ application stands disposed off with the liberty aforesaid.

(Rajeev Ranjan Prasad, J)

(Sourendra Pandey, J)

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AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	13.11.2025
Transmission Date	NA

