

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16850 of 2025

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Indrajeet Son of Jagat Vishwkarma, Resident of Village- Mahuawa Khurd,
P.S.- Kushinagar, Distt- Kushinagar, State- Uttar Pradesh.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary Excise, Prohibition and Registration Department, Government of Bihar, Patna.
2. The Deputy Secretary, Excise, Prohibition and Registration Department, Government of Bihar, Patna.
3. The Collector, Gopalganj, District- Gopalganj.
4. The Superintendent of Police, Gopalganj.
5. The Sub Inspector Kuchaikote, District- Gopalganj.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Priya Raj, Advocate
For the Respondent/s : Mr. Government Pleader 04

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
and
HONOURABLE MR. JUSTICE PRAVEEN KUMAR
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH)

3 22-01-2026 The present petition has been filed for release of Mahindra Bolero Pick-up vehicle bearing Registration No.- UP57AT9297, Chassis No. MA1ZU2TNKN1D38943 and Engine No.- TNN1D56122 which has been seized in connection with Kuchaikote P.S. Case No. 16 of 2025 dated 06.01.2025, registered under Sections 317(5) and 3(5) of the Bhartiya Nyaya Sanhita, 2023 and Section 30(a) of the Bihar Prohibition and Excise Act, 2016 against three persons on account of recovery of 475.200 liters of illicit liquor from the said vehicle.



2. At the outset, the learned counsel for the petitioner seeks liberty on behalf of the petitioner to file a petition before the concerned authority under Rule 12A of the Bihar Prohibition and Excise (Amendment) Rules, 2023 (hereinafter referred to as 'the Rules, 2023'). Liberty, so sought, is granted.

3. It is needless to state that in case appropriate petition is filed under Section 12A of the Rules, 2023 for release of vehicle upon payment of penalty before the learned Collector, Gopalganj/Authorized Officer within a period of three weeks from today, the learned Collector/Authorized Officer shall consider the same in accordance with law and pass a reasoned and a speaking order within a period of four weeks, thereafter.

4. Accordingly, the present writ petition stands disposed of on the aforesaid terms.

(Mohit Kumar Shah, J)

(Praveen Kumar, J)

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