

C.R. Case no. 27/26 (CIS:27/26)

WB 01110

Order No. 07 Dated 16.06.2026

Today is fixed for report from the Excise Department.

It appears from the record that report has already been submitted on 15.06.2026.

The report inter alia says that confiscation proceedings in respect of seized intoxicant and conveyance have already been initiated and are presently under process before the competent authority.

Thus, facts and circumstances of the referred case and the instant case is not that similar.

In the referred case it was submitted before the Hon'ble Court that no confiscation proceedings in respect of the said vehicle have to date been initiated by the Excise Authority whereas in the present case as per the report the confiscation proceedings have been initiated.

Hence, on the basis of above observation the prayer on behalf of the accused dated 25.05.2026 regarding release of vehicle is hereby rejected.

To-date for appearance and POR.

sd/-

Chief Judicial Magistrate
Kalimpong