

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4307 of 2017

Arising Out of PS.Case No. -166 Year- 2016 Thana -GOVERNMENT OFFICIAL COMP. District-
LAKHISARAI

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Ravi Saw, son of late Bhagwan Saw Resident of Gandhi Mohalla(Pachna
Road), P.S.- Kabaiya, District- Lakhisarai.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar, Advocate

For the Opposite Party/s : Mr. Arbind Kumar Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 10-02-2017 This application is for grant of anticipatory bail for the

offences under Sections 30(a), 32(i) and 38(i) of Bihar Excise
Prohibition Act, 2016.

Heard learned counsel for the petitioner.

In view of the fact that as per provision of Section
76(2) of Bihar Prohibition and Excise Act, 2016, jurisdiction of
this Court under Section 438 Cr.P.C. is barred and this application
is not maintainable.

In view of that, learned counsel for the petitioner
seeks permission to withdraw this application with liberty to
surrender and make prayer for regular bail in the court below,
which shall be considered by the learned court below, without
being prejudiced by this order.

This application is dismissed as withdrawn with the
aforesaid liberty.

(Vinod Kumar Sinha, J)

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