

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4318 of 2017

Arising Out of PS.Case No. -8 Year- 2017 Thana -MEERGANJ District- GOPALGANJ

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Prem Parvat S/o Rajendra Parvat, Resident of Village-Chhap Mathia, P.S.-
Mirganj, District-Gopalganj

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Yogendra Prasad Sinha, Advocate

For the Opposite Party/s : Mr. Nirmal Kumar Sinha, 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 272, 273 of the Indian Penal Code and

Section 30(a) of the Bihar Excise 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 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This application is dismissed as withdrawn with the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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