

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4708 of 2017

Arising Out of PS.Case No. -68 Year- 2016 Thana -AUGARI District- NALANDA
(BIHARSHARIFF)

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Ajeet Kumar, son of Baso Mahto, resident of village-Nishchal Ganj, P.S.
Ekangar Sarai, Dist-Nalanda.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Birendra Kumar, Advocate

For the Opposite Party : Mr. Rajendra Prasad Nat (App)

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 13-02-2017 This application is for grant of anticipatory bail for

the offences under Sections 270 and 290/34 of the Indian Penal

Code and Section 53(a) of the Amendment of Bihar Excise Act,

2016.

Heard learned counsel for the petitioner.

As per provision of Section 76(2) of Bihar
Prohibition and Excise Act, 2016, jurisdiction of this Court under
Section 438 of the Code of Criminal Procedure is barred and this
application is not maintainable.

In view of the above, 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.

Accordingly, this application is disposed of with the liberty aforesaid.

(Vinod Kumar Sinha, J)

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