

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3705 of 2019

Arising Out of PS. Case No.-717 Year-2018 Thana- SHEKHPURA District- Sheikhpura

Sanjay Ram, son of Upendra Ram, Resident of Village- Makhdumpur, Police Station- Sheikhpura, District- Sheikhpura.

... .. Petitioner/s

Versus

The State Of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bipin Kumar

For the Opposite Party/s : Mr.Ajay Kumar

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 25-01-2019 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

This application for grant of anticipatory bail arises out of Sheikhpura Police Station Case No. 717 of 2018, disclosing offence under Section 30(a) of Bihar Prohibition and Excise Act, 2016 (hereinafter referred to as 'the Act').

Learned Counsel for the petitioner has submitted that the petitioner has been apparently named on the basis of alleged statement made by local people about the persons, who are said to have fled away from the place of occurrence.

There being bar under Section 76 (2) of the Act, this anticipatory bail application cannot be maintained and is, accordingly, dismissed.



However, considering the nature of accusation, it is directed that if the petitioner surrenders before the Court below within four weeks from today and applies for regular bail, his application shall be considered and decided on the same day without being prejudiced by the present order of dismissal.

(Chakradhari Sharan Singh, J.)

Prabhakar Anand/-

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