

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.2997 of 2019**

Arising Out of PS. Case No.-190 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.  
District- Madhubani

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Ram Avtar Sah, son of Jangal Sah @ Subi Sah, resident of Village – Jhahuri,  
P.S. - Laukahi, District – Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Gagan Deo Yadav  
For the Opposite Party/s : Mr. Khurshid Anwar

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH**

ORAL ORDER

2      23-01-2019                      Heard learned counsel for the petitioner and learned  
Additional Public Prosecutor for the State.

This application for grant of anticipatory bail arises out of G.O. Case No. 190 of 2018, disclosing offence under Section 30(a) of Bihar Prohibition and Excise Act, 2016 (hereinafter referred to as ‘the Act’).

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 allegation in the First Information Report, 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



without being prejudiced by the present order of dismissal.

**(Chakradhari Sharan Singh, J.)**

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