

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39348 of 2019**

Arising Out of PS. Case No.-36 Year-2019 Thana- THARTHARI District- Nalanda

JITAN KUMAR Son of Late Barahil Yadav @ Kapil Yadav Resident of
Village- Atwalchak, P.S.- Tharthari, District- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Birendra Kumar

For the Opposite Party/s : Mr.Md. Iftekhar Mahmood

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

ORAL ORDER

2 27-06-2019 Heard learned counsel for the parties.

This is an application for grant of anticipatory bail in
Tharthari P.S. Case No. 36 of 2019, disclosing offence under
Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

In view of the Full Bench decision rendered in the
case of **Ram Vinay Yadav vs. The State of Bihar**, reported in
2019(2) PLJR 1089, this application cannot be maintained and
is accordingly dismissed.

However, the petitioner is directed to surrender before
the Court below within four weeks from today and seek regular
bail, if so advised. If he does so, his application for regular bail
shall be considered on its own merit without being prejudiced
by rejection of the present application for grant of anticipatory



bail by this Court.

(Chakradhari Sharan Singh, J)

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