

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41400 of 2019

Arising Out of PS. Case No.-742 Year-2018 Thana- PHULWARISHARIF District- Patna

AMAR KUMAR S/o Umesh Chauhan Resident of Mohalla- Noniya Tola
Govindpur, P.S.- Phulwarisharif, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Suraj Narain Yadav

For the Opposite Party/s : Mr.Parmanand Prasad

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

3 27-09-2019 Heard learned counsel for the parties.

This is an application for grant of anticipatory bail in
Phulwari Sharif P.S. Case No. 742 of 2018, 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, considering the small quantity of illicit
liquor (10 liters), it is directed that if the petitioner surrenders
before the Court below within four weeks from today and seeks
regular bail, his application for regular bail shall be considered



and decided on the same day.

(Chakradhari Sharan Singh, J)

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