

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52786 of 2019**

Arising Out of PS. Case No.-150 Year-2019 Thana- CHAPRA TOWN District- Saran

BHOLA SAH @ BHOLA KUMAR SAH Son of Late Ramji Sah @ Ram Ji Prasad Resident of Mohalla- Sonarpatti, Sahebganj, P.S.- Chapra town, District- Saran at Chapra.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dewendra Narayan Singh
For the State : Dr. (Mrs.) Indihar Kumari, APP

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 23-08-2019 Heard learned counsel for the parties.

This is an application for grant of anticipatory bail in connection with Chapra Town P.S. Case No. 150 of 2019, disclosing offences under Sections 30(a) and 41(i) (ii) of the Bihar Prohibition and Excise Act, 2016 (for short ‘the Act of 2016’).

In view of the bar under Section 76(2) of the Act of 2016 and 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 in the court below within four weeks from today and seek regular bail,



if so advised. If he does so, the court below shall consider his prayer for regular bail on its own merit, without being prejudiced by the rejection of the present anticipatory bail application.

(Chakradhari Sharan Singh, J)

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