

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5570 of 2020

Arising Out of PS. Case No.-222 Year-2019 Thana- MADHUBAN District- East Champaran

Sachin Kumar Son of Ashok Bhagat Resident of Village - Maripur Mall,
Police Station - Madhuban, District - East Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Madhurendra Kumar
For the Opposite Party/s : Mr. Awadhesh Kumar Singh

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 28-02-2020 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks pre-arrest bail in connection with
Madhuban P.S. Case No. 222 of 2019 registered under Sections
272 and 273 of the Indian Penal Code and Section 30(a) of the
Bihar Prohibition & Excise Act, 2016.

In view of the bar created under Section 76(2) of the
Bihar Prohibition and Excise Act, 2016 as also the ratio laid by
a Full Bench of this Court in **Ram Vinay Yadav Vs. State of
Bihar reported in 2019(2) PLJR 1089**, since the ingredients of
the offence punishable under Section 30(a) of the Bihar
Prohibition and Excise Act-2016 are clearly attracted, the instant
application for grant of pre-arrest bail is dismissed as not
maintainable.



In case the petitioner surrender and seeks regular bail,
the same shall be considered on its own merit without being
prejudiced by this order.

(Ashwani Kumar Singh, J)

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