

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5629 of 2020

Arising Out of PS. Case No.-533 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Nalanda

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Birendra Singh Son of Late Ramjanm Singh Resident of Village- Haripur,
P.S.- Parwalpur, District- Nalanda.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr.Arvind Kumar Singh
For the Opposite Party/s : Mr.Parmanand Prasad

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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 bail in connection with Excise
Case No. 533C3 Ex/19 registered under Section 30(a) of the
Bihar Prohibition and 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
down by a Full Bench of this Court in *Ram Vinay Yadav Vs.*
State of Bihar, since 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 attracted, the instant
application for grant of pre-arrest bail is dismissed as not
maintainable.



In case the petitioner surrenders and seeks bail, the same shall be considered on its own merits without being prejudiced in any manner by this order.

(Ashwani Kumar Singh, J)

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