

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68826 of 2019

Arising Out of PS. Case No.-10 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Kaimur (Bhabua)

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Hasim, Son of Ajit Sah, Resident of Village - Khariyava, Near Primary Health
(Centre), P.S.- Chainpur, Distt - Kaimur at Bhabua.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Uday Pratap Singh, Advocate
For the Opposite Party/s : Nazir Ansari, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

5 05-03-2020 Heard learned counsel for the petitioner and

learned counsel for the State.

The petitioner seeks pre-arrest bail in connection
with Excise P.R. No.10 of 2019-20 registered under Section
30(a) of the Bihar Prohibition and Excise (Amendment) Act,
2016.

In view of the specific 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 Sections
30(a) of the Bihar Prohibition and Excise (Amendment) 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 merit without being prejudiced in any manner by this order.

(Ashwani Kumar Singh, J.)

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