

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86984 of 2019

Arising Out of PS. Case No.-253 Year-2019 Thana- SIKANDRA District- Jamui

Garib Yadav

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nagendra Dubey

For the Opposite Party/s : Mr.Mukesh Kumar Singh

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA**

ORAL ORDER

2 14-02-2020 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with
Sikandra P.S. Case No. 253 of 2019 registered for the offences
punishable under Sections 30 (a)(2)(d) of Bihar Prohibition and
Excise Act 2016.

In my view, this anticipatory bail petition is not
maintainable in view of section 76(2) of Bihar Prohibition and
Excise Act 2016. Accordingly, this petition stands dismissed
being not maintainable.

However, petitioner is directed to surrender within six
weeks from today and if he does so, and makes prayer for
regular bail, the concerned court shall consider the regular bail
application of the petitioner on its own merit without being



prejudiced by this rejection order.

(Hemant Kumar Srivastava, J)

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