

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.16289 of 2021**

Arising Out of PS. Case No.-143 Year-2020 Thana- PATNA CITY CHOWK District- Patna

SONU @ MOTKA, aged about 23 years, Sex- Male, Son of Anjum Miyan @ Anju Ahamd, Resident of Village - Baghmalu Khan, Dargah ke Pass, P.S.- Chowk, Distt.- Patna.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

**Appearance :**

For the Petitioner : Mr. Saifur Rahman, Advocate  
For the Opposite Party : Mr. Madan Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR**  
**ORAL ORDER**

2      03-12-2021

Heard learned counsel for the parties.

Learned counsel for the petitioner is permitted to remove defect(s), as pointed out by the office, if any, within a period of four weeks from today.

This application for grant of anticipatory bail arises out of Chawk P.S. Case No. 143 of 2020 (Special No.3137 of 2020) registered for the offence under Section 30(a) of the Bihar Prohibition & Excise Act, 2016.

In view of the fact that *prima facie* a case under the Excise Act, is made out against the petitioner, this application for grant of anticipatory bail to the petitioner is not maintainable in view of Full Bench decision of this Court rendered in the case of *Ram Vinay Yadav vs. The State of Bihar* reported in *2019(2) P.L.J.R. 1089 (F.B.)*.



Accordingly, this anticipatory bail application is  
dismissed as not maintainable.

**(Sandeep Kumar, J)**

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