

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18520 of 2021

Arising Out of PS. Case No.-322 Year-2020 Thana- MAHARAJGANJ District- Siwan

1. SHIV KUMAR SAH SON OF LATE BIREN SAH RESIDENT OF VILLAGE- PATEDHA TOLA, KOTWA, POLICE STATION- MAHARAJGANJ, DISTRICT- SIWAN
2. RAJ KUMAR SAH SON OF LATE BIREN SAH RESIDENT OF VILLAGE- PATEDHA TOLA, KOTWA, POLICE STATION- MAHARAJGANJ, DISTRICT- SIWAN

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bijay Prakash Singh
For the Opposite Party/s : Mr.APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 03-12-2021 Heard learned counsel for the parties.

Learned counsel for the petitioners 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 Maharajganj P.S. Case No. 322 of 2020 registered for the offence under Section 30(a) of the Bihar Prohibition and Excise Act and Section 272/273 of the Indian Penal Code.

In view of the fact that *prima facie* a case under the Excise Act, is made out against the petitioners, this application for grant of anticipatory bail to the petitioners 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)

Saif/-

U		T	
---	--	---	--

