

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26077 of 2021

Arising Out of PS. Case No.-242 Year-2020 Thana- DURAULI District- Siwan

1. SANTOSH SAHNI Son of Jamadar Sahni Of Village - Balahu Tola Tari, P.S.- Darauli, District - Siwan.
2. Deepak Sahni Son of Late Belas Bin Of Village - Balahu Tola Tari, P.S.- Darauli, District - Siwan.
3. Sandip Chauhan Son of Dashrath Chauhan Of Village - Balahu Tola Tari, P.S.- Darauli, District - Siwan.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raghav Prasad
For the Opposite Party/s : Mr.A.G.

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.

The petitioners apprehend their arrest in connection with Darauli P.S. Case No. 242 of 2020 registered for the offence under Sections 272, 273 of the Indian Penal Code and under Sections 30 (a), 38 (i) of the Bihar Prohibition and Excise Act.

In view of the fact that prima facie 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)

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