

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26090 of 2021**

Arising Out of PS. Case No.-73 Year-2019 Thana- SAHEBPUR KAMAL District- Begusarai

NIRDHAN YADAV @ KRISHNA KUMAR YADAV, S/o Banarsi Yadav,
resident of village- Khar Diyara, P.S.- Sahebpur Kamal, District- Begusarai

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ranjeet Kumar Singh

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

The petitioner apprehends his arrest in connection
with Sahebpur Kamal P.S. Case No. 73 of 2019, G.R. No. 246
of 2019 registered for the offence under Sections 272, 273 of the
Indian Penal Code and under Sections 30 (a), 32, 41, 37 (b) of
the Bihar Prohibition and Excise Act, 2016.

In view of the fact that prima facie 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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