

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30067 of 2021**

Arising Out of PS. Case No.-51 Year-2020 Thana- ASHOK PAPER MILL District-
Darbhanga

=====

Santosh Kumar Yadav @ Santosh Rai (M), aged about 27 years, son of
Sitaram Rai, R/O Village-Gharari, P.S.-A.P.M, District - Darbhanga

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

=====

Appearance :

For the Petitioner : Ms. Aprajita, Advocate

For the Opposite Party : Mr. Chandra Bhushan Prasad, APP

=====

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 10-12-2021

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 Ashok Paper Mill P.S. Case No. 51 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)

pawan/-

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

