

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30804 of 2021

Arising Out of PS. Case No.-386 Year-2020 Thana- GHORASAHAN District- East
Champanan

=====

ARUN KUMAR, aged about 30 years, Male, S/o- Soshil Ray @ Shoshila Rai
Resident of Village- Yadav Tola, Kadamawa, P.S.- Ghorasahan, District- East
Champanan.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

=====

Appearance :

For the Petitioner : Mr. Manjeet Kumar Mishra, Advocate
For the Opposite Party : Mr. Yogendra Kumar, 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 Ghorasahan P.S. Case No. 386 of 2020 registered for the
offence under Sections 272, 273 and 414/34 of the Indian Penal
Code and under Section 30(a) of the Bihar Prohibition &
Excise Act.

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			
---	--	--	--

