

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31986 of 2021

Arising Out of PS. Case No.-415 Year-2020 Thana- CHAKIA District- East Champaran

1. GUDDU PASWAN Son of Chandeshwar Resident of Village - Phulwariya, P.S.- Chakia, District - East Champaran, Motihari.
2. Ramesh Das Son of Chandradev Das Resident of Village - Phulwariya, P.S.- Chakia, District - East Champaran, Motihari.
3. Anandi Bhagat Son of Late Singheshwar Bhagat Resident of Village - Phulwariya, P.S.- Chakia, District - East Champaran, Motihari.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sharda Nand Mishra
For the Opposite Party/s : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 10-12-2021 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 Chakia P.S. Case No. 415/2020 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 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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