

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32873 of 2021

Arising Out of PS. Case No.-369 Year-2020 Thana- LALGANJ District- Vaishali

1. RAJESH PASWAN Son of Shri Shivchandra Paswan @ Shivchandra Paswan Resident of Village - Purantand, P.S.- Lalganj, District - Vaishali
2. Vinay Paswan Son of Shri Shivchandra Paswan @ Shivchandra Paswan Resident of Village - Purantand, P.S.- Lalganj, District - Vaishali
3. Munna Paswan @ Munna Kumar Son of Sri Vinay Paswan @ Vinay Paswan Resident of Village - Purantand, P.S.- Lalganj, District - Vaishali

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manish Chandra Gandhi
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 Lalganj P.S. Case No. 369/2020 registered for the offence under Section 30(a)/(c)/(d)/36/41(1) of the Bihar Prohibition and Excise Act and Section 414/420/467/468/471/120(B) of the Indian Penal Code.

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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