

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39836 of 2021

Arising Out of PS. Case No.-722 Year-2020 Thana- SAKRA District- Muzaffarpur

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SUSHIL KUMAR SINGH @ SUSHIL SINGH, Son of Krishna Nandan Singh, Resident of Village- Manika Vishunpur Chand, P.S.- Mushahari, District- Muzaffarpur.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Hari Kishore Thakur, Advocate
For the Opposite Party : Mr. Jai Narain Thakur, APP

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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.

The petitioner seeks anticipatory bail in connection with Sakra P.S. Case No. 722 of 2020 registered for the offence under Sections 414 and 34 of the Indian Penal Code and under sections 30(a), 41, 56(B) and 56(D) 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)

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