

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43773 of 2021

Arising Out of PS. Case No.-135 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Begusarai

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1. RAM KUMAR @ RAM KUMAR RAI
 2. AKASH KUMAR

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sandip Kumar Gautam
For the Opposite Party/s : Mr.Syed Mojibur Rahman

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 23-12-2021 Learned counsel for the petitioners prays for and is granted permission to make necessary correction in the father's name of petitioner No. 2.

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 Excise Complaint Case No. 135C2 of 2021 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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