

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52574 of 2021

Arising Out of PS. Case No.-229 Year-2021 Thana- GOPALGANJ TOWN District-
Gopalganj

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AJAY BAITHA @ AJAY KUMAR BAITHA Son of Nand Kishore Baitha @
Kishore Baitha Resident of Village - Basdila Murgiya Tola, P.O.- Gopalganj,
P.S.- Gopalganj Nagar, District - Gopalganj, Pin Code - 841428

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Satish Kumar
For the State : Mr.Mukeshwar Dayal,

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 17-12-2021 Heard learned counsel for the petitioner and Sri
Mukeshwar Dayal, learned counsel for the State.

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 apprehends his arrest in connection
with Gopalganj Nagar P.S. Case No. 229 of 2021 registered for
the offence under Section 30 (a), 41(i) of the Bihar Prohibition
and Excise Act, 2016.

In view of the fact that prima facie 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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