

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4303 of 2021

Arising Out of PS. Case No.-18 Year-2020 Thana- PAKARIBARAW District- Nawada

GANESH PASWAN @ GANESH PAWAN (Age-49 years, Gender-Male) son
of Late Parmeshwar Paswan, resident of Village- Rashalpur, P.S.-
Warisaliganj, District- Nawada.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Man Mohan Kumar, Advocate

For the Opposite Party/s : Mr. Ramchandra Sahni, APP.

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR

ORAL ORDER

2 17-11-2021

Heard learned counsel for the parties.

This application for grant of anticipatory bail arises
out of Pakribawan P.S. Case No. 18 of 2020 registered for the
offence under Section 30(a) of the Bihar Prohibition & Excise
Act.

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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