

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56538 of 2021**

Arising Out of PS. Case No.-703 Year-2020 Thana- FORBESGANJ District- Araria

VISHAL @ VISHAL KUMAR Son of Late Nathulal @ Nathoo Lal Resident
of Village - Dhakni Rajpuri, P.s.- Faridpur, Distt.- Bareilly (U.P.)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Akhauri Kamal Kishore Sahay
For the Opposite Party/s : Mr.Bishweshwar Ram

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 17-12-2021

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.

This application for grant of anticipatory bail arises out of Forbisganj (Simraha) P.S. Case No. 703 of 2020, registered for the offence under sections 30(a), 38(1) 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 this 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)

Ranjeet/-

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