

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9712 of 2021

Arising Out of PS. Case No.-542 Year-2020 Thana- CHANPATIA District- West Champaran

1. NANDU SAH @ NAND SAH SON OF RAMDEO PRASAD WARD NO 12 PS CHANPATIYA DISTRICT WEST CHAMPARAN
2. SHATRUDHAN SAH SON OF RAMDEO LPRASAD WARD NO 12 PS CHANPATIYA DISTRICT WEST CHAMPARAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bimlesh Kumar Pandey

For the Opposite Party/s : Mr.APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 26-11-2021 Heard learned counsel for the parties.

Learned counsel for the petitioners are 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 Chanpatiya P.S. Case No. 542/2020 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 these 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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