

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.69018 of 2021

Arising Out of PS. Case No.-621 Year-2019 Thana- RAMKRISHNANAGAR District- Patna

Vikash Kumar Son of Late Surendra Mahto Resident of Village -
Khemnichak, P.S.- Ram Krishna Nagar, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Krishnakant Upadhyay, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Sharma, Advocate

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR

ORAL ORDER

2 24-12-2021

Heard learned counsel for the parties.

This application for grant of anticipatory bail arises out of Special Case No. 8260 of 2019 arising out of Ram Krishna Nagar P.S. Case No. 621 of 2019 registered for the offence under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

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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