

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69857 of 2021

Arising Out of PS. Case No.-159 Year-2021 Thana- UJIYARPUR District- Samastipur

Om Prakash Chaurasiya @ Sakuni Son of Jatahu Chaurasiya @ Jathu Bhagat
Resident of village - Chand Chaur Mahal, Basain Tole, P.S.- Ujiyarpur,
District - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anuj Kumar, Advocate

For the Opposite Party/s : Mr. Shailendra Kumar, 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 Ujiarpur P.S. Case No. 159 of 2021 registered for the offence under Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2018.

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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