

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.70240 of 2021**

Arising Out of PS. Case No.-63 Year-2021 Thana- CHACKMEHSI District- Samastipur

Vikash Kumar @ Vikash Kumar Sahani Son of Chhathu Sahni Resident of  
Village - Sakriman, P.S.- Piyar (Hatha O.P.), District - Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Chandra Shekhar Anand, Advocate

For the Opposite Party/s : Mr. Rajesh 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 Chakmehsi P.S. Case No. 63 of 2021 registered for the offence under Section 30(a), 32(ii) 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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