

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4689 of 2022

Arising Out of PS. Case No.-900 Year-2021 Thana- FORBESGANJ District- Araria

FULWANTI DEVI WIFE OF DOMI MANDAL R/O VILLAGE- BELAY
POTHIYA, WARD NO.11, P.S.- SIMRAHA, DISTRICT- ARARIA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ramesh Kumar Singh
For the Opposite Party/s : Mr.Pushpa Sinha. 1

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 07-03-2022 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 Forbesganj (Simraha) P.S. Case No. 900/2021 registered for the offence under Section 30(A)/38(I) 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 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.

The court below is directed to consider the regular bail of the petitioner without being prejudiced by the fact that her anticipatory bail application has been dismissed by this Court.

(Sandeep Kumar, J)

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