

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6688 of 2022

Arising Out of PS. Case No.-314 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Sheohar

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1. RAMESH RAY @ NARESH RAY, Son of Kali Ray @ Achchelal.
 2. Heeralal Ray, Son of Ram Nihora Ray, both the Resident of Village - Nayagaon, P.S.-Shyampur Bhataha, Distt.- Sheohar.
 3. Raju Kumar @ Raju Kumar Ray Son of Anup Ray, Resident of Village - Bhorha Mohanpur, P.S.-Shyampur Bhataha, Distt.- Sheohar.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Devendra Kumar, APP

For the Opposite Party/s : Mr. Satyadeo Singh Yadav, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 07-03-2022 Heard learned counsel for the parties.

Learned counsel for the petitioners 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 C2 Case No. 314 of 2021 registered for the offence under Section 30(a) of the Bihar Excise Prohibition (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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