

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9698 of 2022

Arising Out of PS. Case No.-94 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Samastipur

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Kanhaiya Kumar Son Of Late Mithlesh Rajak R/O Village- Harpur Alloth,
Ward No.11, P.S.- Musrigharari, District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Narain Sinha, Advocate.

For the Opposite Party/s : Mr. Md. Anbzarul Haque Sahara, APP.

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 25-03-2022 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.

Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner prays for grant of anticipatory bail in
connection with Excise Case No. 94 of 2021 registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise (Amendment) Act, 2018.

Though the recovery is of small amount of liquor but
the same has been recovered from the house of the petitioner.

In view of the allegations levelled against the
petitioner, this anticipatory bail application is not maintainable



in view of the judgement of the Full Bench of this Court in the case of Ram Binay Yadav Vs. The State of Bihar reported in [2019 (2) PLJR 1089 (Full Bench)].

Accordingly, it is dismissed as not maintainable.

(Sandeep Kumar, J)

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