

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9143 of 2022

Arising Out of PS. Case No.-136 Year-2021 Thana- KHARIK District- Bhagalpur

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Rajeshwar Pandey Son Of Late Amar Pandey Resident Of Village-
Mahammada, P.S.- Piprakothi, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Ms. Sucheta Yadav, 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 Kharik P. S. Case No. 136 of 2021 registered

for the offence punishable under Sections 30(a), 38(i) of the

Bihar Prohibition and Excise Act.

The recovery is of 10720 litres and the petitioner has

been named in the self inculpatory statement of the driver.

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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