

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12629 of 2022

Arising Out of PS. Case No.-488 Year-2020 Thana- DIGHA District- Patna

KRITI RAJ @ KRITIKA RAJ D/o Rajesh Kumar Singh R/o- Hanuman
Nagar, Road No. 07, P.S.- Kankarbagh, Distt.- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailesh Kumar

For the Opposite Party/s : Mr. Ashok Kumar

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 08-04-2022 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 Digha P.S. Case No. 488 of 2020 registered for the offence under Section 30(a) of the Bihar Prohibition and Excise Act and Section 279/419/420/467/34 of the Indian Penal Code.

Petitioner is the owner of the vehicle from which the recovery has been made. She does not offer any plausible explanation as to how her vehicle was involved in carrying of liquor which is banned in the State.

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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