

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13462 of 2022**

Arising Out of PS. Case No.-74 Year-2022 Thana- AURANGABAD TOWN District-
Aurangabad

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DINESH SINGH SON OF RAJENDRA SINGH R/O VILLAGE- MISHIR
BIGHA JASHOIYA, P.S.- TOWN AURANGABAD, DISTRICT-
AURANGABAD

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pramendra Kumar Singh

For the Opposite Party/s : Mr.Ashok Kumar

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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 Town P.S. Case No. 74/2022 registered for the offence
under Section 30(a) of the Bihar Prohibition & Excise Act,
2016.

Recovery is from the house of the petitioner and he
has antecedent of similar nature.

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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