

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28814 of 2021

Arising Out of PS. Case No.-112 Year-2020 Thana- MAHINDWARA District- Sitamarhi

1. RAVINDRA RAI @ RABINDRA RAI Son of Laxmi Rai Resident of village - Khanuaghat P.S. - Mahindwara, District- Sitamarhi.
2. DEEPAK RAI Son of Bablu Rai Resident of village - Khanuaghat P.S. - Mahindwara, District- Sitamarhi.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shankar Kumar

For the Opposite Party/s : Mr.A.G

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 11-01-2022 Heard learned counsel for the parties, through
through Video Conferencing. Conferencing.

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 Mahindwara P.S. Case No. 112 of 2020, registered for the offence under Section 414 of the IPC and Sections 30(a)(b) (c) (f), 36, 37, 41 of the Bihar Prohibition & Excise Act, 2016.

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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