

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21523 of 2022

Arising Out of PS. Case No.-215 Year-2021 Thana- BATHNAHA District- Sitamarhi

SHATRUDHAN RAI Son of Late Ram Pratap Rai Resident of Village -
Hariharpur, p.S.- Bathnaha, Distt.- Sitamarhi.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar
For the Opposite Party/s : Mr.Renu Kumari

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 16-05-2022 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
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection
with Bathnaha P.S. Case No. 215/2021 registered for the
offences punishable under Section 30(a) of the Bihar Prohibition
and Excise Act.

This is a case of huge recovery of 175 litres of illicit
liquor and the petitioner's name has been disclosed by the co-
villages.

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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