

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23453 of 2022

Arising Out of PS. Case No.-87 Year-2022 Thana- GORAU District- Vaishali

AVINASH RANJAN KUMAR @ TINKU S/o Arvind Singh @ Arvind
Kumar Singh Resident of Village - Maudah Chatur, P.S. - Patepur, District -
Vaishali.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Kumar Singh

For the Opposite Party/s : Mr.Pushpa Sinha

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 16-05-2022 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 Goraul (Katahara O.P.) P.S. Case No. 87/2022 registered
for the offence under Sections 30(a)/36/41(i) of the Bihar
Prohibition and Excise Act and Section 420/120(B) of the
Indian Penal Code.

In a case of huge recovery, the petitioner has been
identified by the local Chowkidar.

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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