

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25005 of 2022

Arising Out of PS. Case No.-35 Year-2022 Thana- RAJAPAKAR District- Vaishali

1. JALINDRA PASWAN Son of Teja Paswan Resident of Village - Vasouli, P.s.- Baranti O.P (Raja Pakar), Distt.- Vaishali.
2. Kusama Devi @ Kurma Devi W/o Jalinder Paswan Resident of Village - Vasouli, P.s.- Baranti O.P (Raja Pakar), Distt.- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rakesh Prabhat

For the Opposite Party/s : Mr.Renuka Ratnakar

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 20-05-2022 Heard learned counsel for the parties.

Learned counsel for the petitioners 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 Raja Pakar P.S. Case No. 35 of 2022 registered for the offence under Section 30(a) of the Bihar Prohibition & Excise Act, 2016.

Recovery is from the house of the petitioners.

In view of the fact that *prima facie* a case under the Excise Act, is made out against the petitioners, this application for grant of anticipatory bail to the petitioners 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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