

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10594 of 2021**

Arising Out of PS. Case No.-170 Year-2020 Thana- HASPURA District- Aurangabad

Bimlesh Kumar @ Bimlesh Kumar Yadav, son of Jainandan Yadav, Resident
of Village -Ismailpur Orani, P. S. - Deokund, District – Aurangabad.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner	:	Mr. Birendra Kumar Singh, Advocate
For the State	:	Mr. Jharkhandi Upadhyay, APP
		Mr. Ajay, G.A.-5

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

4 07-03-2022

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 Haspura P.S. Case No. 170 of 2020 registered for the offence under Section 30(a) of the Bihar Excise Prohibition Act.

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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