

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71319 of 2021

Arising Out of PS. Case No.-101 Year-2021 Thana- KASHICHAK District- Nawada

SHANTU PRASAD @ SHANTU KUMAR, Son of Hardeo Mahto, Resident
of Village- Madhepur, P.S.- Kashichak, District- Nawada.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Pramod Kumar, Advocate

For the Opposite Party : Mr. Satyadeo Singh Yadav, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 22-01-2022 Heard learned counsel for the parties through video
conferencing.

This application for grant of anticipatory bail arises
out of Kashichak P.S. Case No. 101 of 2021 registered for the
offence under Section 30(a) 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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