

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24976 of 2021

Arising Out of PS. Case No.-103 Year-2019 Thana- BALRAMPUR District- Katihar

SUSHIL KUMAR @ SUSHIL KUMAR YADAV SON OF KAMAL
NARAYAN YADAV Resident of Village - Ward no.09, Lohiya Nagar, Nagar
Parishad, P.S.- and Distt.- Supaul.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Sanjeev Verma, Advocate
For the State : Mr. Jagdhar Prasad, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 22-03-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. This application has been filed for quashing the
F.I.R. dated 13.09.2019 bearing Balrampur P.S. Case No. 103 of
2019 registered under Section 30(A) of Bihar Prohibition and
Excise Act.

3. Petitioner seeks quashing of F.I.R. by considering
all the materials on affidavit in his defence, which is not
permissible in law.

4. Considering the law laid down by the Hon'ble
Supreme Court in the case of *State of Bihar vs. P.P. Sharma*,
reported in *1992 Supp.(1) SCC 222*, this application is



dismissed.

(Prabhat Kumar Singh, J)

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