

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1559 of 2026

Arising Out of PS. Case No.-205 Year-2025 Thana- BHAGWANPUR HAT District- Siwan

Abhishek Kumar @ Vidhayak S/o Ravindra Ray Resident of Village -
Maghar, P.S. - Bhagwanpur Hat, District - Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Bijay Prakash Singh, Advocate
For the Informant	:	Mr. Mr. Rupesh Kumar, Advocate
		Mr. Ravi Ranjan, Advocate
For the Opposite Party/s	:	Mr. Sanjay Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 05-02-2026 Heard Mr. Bijay Prakash Singh, learned counsel for the

petitioner; Mr. Rupesh Kumar, learned counsel for the informant
and Mr. Sanjay Kumar, learned APP for the State.

2. The petitioner has prayed for bail in connection with
Bhagwanpur Hat P.S. Case No. 205 of 2025 registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act.

3. The case of the prosecution in short is that from two
persons on a bike, altogether 130 liters of country-made liquor
was recovered.

4. Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has been falsely implicated in this case. Learned
counsel for the petitioner submits that nothing has been recovered
from the possession of this petitioner. The witnesses of the seizure



list are police personnel. Police has not complied with Section 105 of the BNSS while making the seizure. He further submits that the petitioner is languishing in judicial custody since 21.05.2025.

5. The application for bail is vehemently opposed by the learned counsel for the informant and the learned APP for the State and submits that the petitioner is having criminal antecedent of one case of similar nature.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail **with the condition that the petitioner shall not repeat same kind of offences in future.** The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Court-I, Siwan in connection with Bhagwanpur Hat P.S. Case No. 205 of 2025.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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