

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.56 of 2026**

Arising Out of PS. Case No.-563 Year-2025 Thana- Excise P.S. District- Siwan

Deepak Kumar S/o Shiv Chandra Ray Resident of Village- Mahua Singh Rae  
(Wrongly mentioned in the F.I.R. as Mahua Simra), P.S.- Mahua, District-  
Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Anish Kumar, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Sharma, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH  
MISHRA**

ORAL ORDER

2      19-01-2026                      Heard learned counsel for the petitioner and learned  
APP for the State.

2.The petitioner apprehends his arrest in connection  
with Siwan Excise P.S. Case No. 563 of 2025 instituted for the  
offences punishable under Sections 30(a), 32(3) of the Bihar  
Prohibition and Excise Act.

3. The prosecution case, in short, is that total 831.600  
litres of liquor was recovered from Mahindra Bolero.

4. Learned counsel for the petitioner submitted that the  
petitioner has falsely been implicated in the present case. The  
name of the petitioner transpired in this case on the basis of  
confessional statement of the co-accused. Learned counsel  
further submitted that petitioner is neither the owner nor the



driver of the vehicle. The petitioner has got no concern with the alleged recovery of liquor. Learned counsel further submitted that, prima-facie, no case is made out against the petitioner. The petitioner has no criminal antecedent. There is no compliance of Section 103 of the Bharatiya Nagarika Suraksha Sanhita, 2023.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, let the petitioner above named, in the event of arrest/surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Siwan Excise P.S. Case No. 563 of 2025, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarika Suraksha Sanhita, 2023.

**(Rudra Prakash Mishra, J)**

Alok Verma/-

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