

IN THE COURT OF SPECIAL JUDGE (EXCISE) COURT NO. 2, SIWAN

Anticipatory Bail Petition- 1473/2026

Police Station – Siswan PS Case No.- 409/2025

Under Section- 30(a) of Bihar Prohibition and Excise Act 2016

Ram Dhani Sahani Vs. State of Bihar

ORDER

08.06.2026

This anticipatory bail petition has been filed on behalf of the accused **Ram Dhani Sahani** in connection with Siswan PS Case No- 409/2025 registered u/s 30(a) of Bihar Prohibition and Excise Act 2016, the copy of which is served upon the ld. Spl. P.P.

The ld. Counsel for the accused has submitted that prior to this bail application on behalf of this petitioner no any bail application has been filed or pressed either before this learned court or before the Hon'ble High Court at Patna. The petitioner has no criminal antecedent. He is ready to furnish bail bond to the satisfaction of this Court. In such view the ld. Counsel prayed to admit the petitioner to bail.

Sh. Anil Kumar Pathak, the ld. Spl. PP opposed the bail and has submitted that the petitioner is FIR named accused and there is recovery of 414.720 liters liquor and there is involvement of petitioner in commission of offence alleged. Hence the petitioner does not deserve the privilege of bail. And therefore prayed to reject the same.

On perusal of the FIR it is clear that on the basis of written information of Birendra Pandey, the Siswan PS Case No.- 409/2025 was registered u/s 30(a) of Bihar Prohibition and Excise Act 2016 against the petitioner wherein it is alleged that informant got a secret information that Rahul Yadav and Ram Dhani Sahani, are going to carry illegal liquor near Saryu river. After informing to senior officer a raiding team was formed. The team reached at the place mentioned in the information and saw a white colored magic car was standing near Saryu river and some people were loading liquor on it. The started running away upon seeing the excise team. They were chased by the team but they managed to escape after taking the advantage of the river. Many people gathered there and they were requested to become witness but no one was ready to become witness, thereafter, Sanjay Yadav and Heeralal Kurmi, were made witnesses from the raiding team and the white colored magic car bearing registration number BR29PA6288 was searched and during the search, a total quantity of **414.720 liters illegal liquor** was recovered. Upon asking the names of the escaped persons the gathered people told their names as Rahul Yadav and **Ram Dhani Sahani**. Thereafter, the seizure list and arrest memos was prepared in the presence of the witnesses, who put their signature and the same was supplied to the arrested persons.

The parties were heard. The learned Special Public Prosecutor did not submit a case diary updated till date, however, on behalf of the defence it was prayed that the present

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anticipatory bail application be decided on its merit. In the anticipatory bail application filed on behalf of the applicant, the petitioner has no criminal antecedent. However, from a perusal of the First Information Report and the seizure list, it clearly appears that a huge quantity of **414.720 liters of illicit liquor** was recovered from the white colored magic car bearing registration number BR29PA6288. While the applicant managed to escape from the place of occurrence but gathered people told the name of the applicant as the escaped person, and investigation against him is continuing by the investigation officer, the facts and circumstances stand established.

Thus, in view of the aforesaid disputed factual circumstances and considering the provisions of Section 76(2) of Bihar Prohibition and Excise Act, 2016, it does not appear just and proper to grant the privilege of anticipatory bail to the applicants/accused **Ram Dhani Sahani**.

Accordingly, the present application for anticipatory bail is **rejected**.

(Rajesh Kumar Dwivedi)

Ex. Spl. Judge Excise- 2
08.06.2026