

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29828 of 2025

Arising Out of PS. Case No.-47 Year-2025 Thana- BELA District- Sitamarhi

Shankar Sah S/o Ramji Sah Resident Of Village- Dhami Tola, Ward No 02,
Ps- Parihar, Distt.- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Nitya Nand Tiwary, APP

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

ORAL ORDER

2 07-05-2025 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with
Bela PS Case No. 47 of 2025 instituted for the offences
under Sections 317(5) of B.N.S. and 30(a) of the Bihar
Prohibition and Excise Act.

3. The prosecution case, in short, is that total 513
litres of Nepali liquor was recovered from four motorcycles.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has falsely been implicated in
the present case. No incriminating material has been
recovered from the conscious possession of the petitioner.
The petitioner has got no concern with the alleged recovery



of liquor. It is submitted that motorcycles in question do not belong to the petitioner. The petitioner is in custody since 14.03.2025 and has got one criminal antecedent in which he is on bail. There is no compliance of Section 103 of B.N.S.S.

5. Learned A.P.P. 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 and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Bela PS Case No. 47 of 2025.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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