

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41850 of 2025

Arising Out of PS. Case No.-66 Year-2025 Thana- BELA District- Sitamarhi

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Dipak Malik S/O Kailash Malik R/O Village/Mohalla- Sahargama, P.S-
Parihar, Distt.- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Nirmal Kumar Sinha, APP

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

ORAL ORDER

2 07-07-2025 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner seeks bail in connection with

Bela PS Case No. 66 of 2025 instituted for the offences

under Sections 317(5) of B.N.S and Section 30(a) of the

Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 180

litres of Nepali liquor was recovered from two 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 motorcycle in question does not belong to the petitioner. The petitioner is in custody since 08.04.2025 and has got no criminal antecedent. 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, clean antecedent of the petitioner 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. 66 of 2025.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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