

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9502 of 2026

Arising Out of PS. Case No.-521 Year-2025 Thana- DALSINGHSARAI District- Samastipur

Peldar @ Dharmendra Kumar Ray @ Dharmendra Ray S/O Late Ram Ratan Ray @ Ram Ratan Ray @ Late Ratan Ray Resident of Vill- Bajidpur Gado, Gaddo Bajitpur, Basaria, PO- Dalsinghsarai, P.S.- Dalsinghsarai, District- Samastipur, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Keshav Bhardwaj, Advocate

For the Opposite Party/s : Mr.Tarkeshwar Nath Thakur, A.P.P.

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 12-02-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in connection with Dalsingsarai P.S. Case No. 521/2025 instituted for the offences punishable under Sections 30(a) and 41(1) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 453 litres of liquor was recovered from behind the house of co-accused.

4. Learned counsel for the petitioner submitted that the petitioner has falsely been implicated in the present case. No incriminating article has been recovered from the conscious possession of the petitioner. Learned counsel further submitted



that petitioner is in no manner connected with the vehicle in question or with the alleged recovery of liquor. The petitioner is in custody since 01.01.2026 and has seven criminal antecedents. The apprehended co-accused disclosed the name of petitioner. Learned counsel for the petitioner further submits that other co-accused has been granted bail by this Bench vide order dated 10.02.2026 passed in Cr. Misc. No. 7653 of 2026. 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 as also 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, ***after framing of charge, if not already framed***, 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 Dalsingsarai P.S. Case No. 521/2025, subject to the following conditions:

(I) One of the bailors shall be the petitioner's own or close member.



(II) The petitioner shall appear on each and every date fixed during the trial and shall not remain absent on two consecutive dates without sufficient cause.

(III) The petitioner shall not tamper with the prosecution evidence or influence/intimidate any witness during the course of trial.

(IV) The Petitioner shall not commit offence of a similar nature in future.

(V) The Petitioner shall not leave the territorial jurisdiction of the learned court below without prior permission of the court concerned.

In case of violation of any of the aforesaid conditions, the Trial Court shall be at liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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