

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48746 of 2026

Arising Out of PS. Case No.-771 Year-2022 Thana- CHAPRA MUFFASIL District- Saran

Dinesh Ray Son of Late Prabhu Ray Resident of Village- Ram Nagar, P.S.-
Chapra Muffasil (Mufassil), District- Saran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mrs. Mili Kumar, Advocate Mrs. Shambhawi, Advocate
For the Opposite Party/s	:	Mr. Sanjay Kumar Sharma, APP

CORAM: HONOURABLE MR. JUSTICE KUMAR MANISH
ORAL ORDER

2 22-07-2026 Heard Mrs. Mili Kumar, learned counsel appearing
on behalf of the petitioner and Mr. Sanjay Kumar Sharma,
learned APP for the State.

2. The present application has been filed on behalf of
the petitioner for grant of regular bail in connection with Chapra
Mufassil (Muffasil) P.S. Case No. 771 of 2022, for the offence
punishable under section 30(a) of the Bihar Prohibition and
Excise Act.

3. As per the prosecution case, there is a recovery of
80 litres of illicit country made liquor left in plastic bags kept
near a field near a math. Petitioner has not been arrested on the
spot.

4. Learned counsel for the petitioner submitted that



the petitioner is innocent and has falsely been implicated in the present case entirely on the basis of suspicion.

5. No incriminating article has been recovered from the conscious possession of the petitioner and the alleged recovery is made from an open place. She next submitted that both the seizure list witnesses are members of the raiding party.

6. It is further submitted that the seizure list witnesses are police personnel and not independent witness so there is non-compliance of Sections 103 and 105 of BNSS. The petitioner is in custody since 05.06.2026.

7. Learned APP for the State has vehemently opposed the prayer for bail.

8. Considering the facts and circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned 1st Exclusive Special Excise Judge, Saran at Chapra/concerned court in connection with Chapra Mufassil (Muffasil) P.S. Case No. 771 of 2022, subject to following conditions:-

(i) One of the bailors should be family member of the petitioner.



(ii) Petitioner will co-operate in the trial and will remain present on all dates personally or should be duly represented through his counsel and whenever required to be physically present by the court, he should physically appear in the Court on that date.

(iii) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(Kumar Manish, J)

Ranjeet/-

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