IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82583 of 2026

CNR No. BRHC011200922026

Arising Out of PS. Case No.-260 Year-2026 Thana- Excise P.S. District- Saran

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Manish Sharma Son of Late Mahavir Prasad Sharma Resident of Village - 6498/2 E.B. 34 Lane No. 2, Tarsai Colony, P.S.- Haibowal, District - Ludhiyana (Punjab).

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Priyanshu Kumar Singh
For the Opposite Party/s : Mr. Zainul Abedin

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA

ORAL ORDER

2 25-11-2026 Heard the parties.

2. The petitioner seeks bail in connection with Sadar Excise P.S. Case No. 260 of 2026 registered for the offences punishable under Section 30(a) and 32(3) of Excise Act.

3. The petitioner is named in the F.I.R. and is in custody since 09.10.2026.

4. The allegation against the petitioner is to be engaged in illegal trading/manufacturing of illicit liquor, where, there is recovery of 83.175 litres of IMFL.

5. Learned counsel appearing on behalf of the petitioner submitted that recovery of illicit liquor was made

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from car bearing registration no. DL 4 CNA 6107. It is submitted that petitioner was just accompanying his friend/ co-accused Niraj Singh, in the alleged vehicle from where illicit liquor was recovered and moreover, nothing surfaced during course of investigation which may suggest that petitioner was under knowledge to have consignment of illicit liquor, denying thereof conscious physical possession of the petitioner, and admittedly recovery of illicit liquor was not made from physical possession of the petitioner. While concluding the argument, it is submitted that petitioner is a man of clean antecedent and moreover, investigation of this case has already completed, as such, there is no chance of tampering with the evidence.

6. Learned APP, opposed the prayer of bail.

7. In view of aforesaid factual submission and by taking note of fact as recovery of illicit liquor *prima-facie* not appears to be made from the physical possession of the petitioner, where petitioner being man of clean antecedent remains in custody since 09.10.2026, accordingly petitioner above named, is directed to be released on bail in connection

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with Sadar Excise P.S. Case No. 260 of 2026 on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Spl. Excise Judge 3, Saran at Chapra /concerned court, subject to the conditions as mentioned under Section 480(3) of BNSS.

(Chandra Shekhar Jha, J)

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