

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.45620 of 2018**

Arising Out of PS. Case No.-252 Year-2018 Thana- KADAMKUAN District- Patna

Sri Ram Mohan Prasad @ Sriram Mohan, Son of Sri Mahendra Lal, resident of Mohallah- Saidpur Road, Beside of Premgali, P.S.- Kadamkuan, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Jeetendra Narayan

For the Opposite Party/s : Mr. Mukeshwar Dayal

**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA JAISWAL**

ORAL ORDER

4     30-08-2018                      Heard learned counsel for the petitioner and learned APP for the State.

The petitioner seeks bail in connection with Kadamkuan P.S. Case no. 252 of 2018 registered for the offence punishable under Sections 30(a) and 38 of the Bihar Prohibition and Excise Act, 2016.

32.68 lts. of foreign liquor is said to have been recovered from the house of the petitioner and he managed to escape.

It is submitted by learned counsel for the petitioner that no incriminating article has been recovered from conscious physical possession of the petitioner. He has no concern with the seized liquor. He has been falsely implicated in this case at



the instance of his enemy. The house of the petitioner is inhabited by his several other family members and he had no knowledge of keeping of liquor in the house. He was not apprehended on the spot. Though, one more criminal case has been lodged against the petitioner, but he is on bail in the said case. He has been languishing in custody since 18.05.2018.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, Patna in connection with Kadamkuan P.S. Case no. 252 of 2018.

**(Prakash Chandra Jaiswal, J)**

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