

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.79309 of 2018

Arising Out of PS. Case No.-655 Year-2018 Thana- KADAMKUAN District- Patna

Uma Shankar Prasad, son of Late Jagdish Prasad Resident of Aarogya Mandir
Sansthan Campus, Nala Road, P.S.- Kadamkuan, District - Patna

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Samir Kumar

For the Opposite Party/s : Mr. Ram Anurag Singh

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

ORAL ORDER

2 18-01-2019 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act, 2016.

78.45 liters of foreign liquor is said to have been
recovered from the wash room of Aarogya Mandir Sansthan
allegedly kept there by the petitioner and other named accused
persons and the petitioner is said to have been identified in the
CCTV footage doing some incriminating activities.

It is submitted by learned counsel for the petitioner that
no incriminating article has been recovered from the conscious
physical possession of the petitioner. He has no concern either
with the seized liquor or any trade of liquor. As per the written
report itself the light of the campus was switched off so there



was no question of taking photo of petitioner by CCTV camera in the dark. He has been falsely implicated in the case at the instance of his enemies. There is no cogent material indicating the complicity of the petitioner in the occurrence. He has no criminal antecedent. He has been languishing in custody since 30.10.2018.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise Act, Patna in connection with Kadam Kuan P.S. Case No.655 of 2018.

(Prakash Chandra Jaiswal, J)

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