

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.26404 of 2023**

Arising Out of PS. Case No.-58 Year-2023 Thana- MAIRWAN District- Siwan

Ranjit Kumar Giri, Son Of Virendra Giri @ Birendra Giri Resident Of Village  
- Baletha, P.S. - Siwan Mufasil, Distt. - Siwan

... .. Petitioner/S

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Bijay Prakash Singh, Adv.

For the Opposite Party/s : Mr. Suresh Prasad Singh, APP.

**CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH**  
**ORAL ORDER**

2      16-05-2023                      1. Heard learned counsel for the petitioner and the  
learned APP for the State.

2. Petitioner seeks regular bail in connection with  
Mairwa P.S. Case No. 58 of 2023 dated 28.02.2023 registered  
for the offence punishable under Section 30(a) of Bihar  
Prohibition and Excise Act.

3. The main submissions advanced by learned  
counsel for the petitioner are that the instant matter relates to the  
recovery of 102.625 litres of *country made foreign liquor* and  
the same is stated to have been recovered from a tempo and as  
per the allegation, the petitioner was found as a driver in the  
said vehicle at the time of recovery but in actual, the petitioner  
was discharging his duty in the said vehicle on the instruction of  
vehicle's owner and he had no knowledge of the alleged loaded  
liquor and the said tempo does not belong to the petitioner and



nothing was recovered from his conscious/constructive possession and the petitioner has fair and clean antecedent and has been languishing in jail since 28.02.2023 and against him, the investigation has been completed.

4. Learned APP appearing for the State opposes the bail prayer.

5. Considering the above submissions and mainly the petitioner's fair and clean antecedent and completion of the investigation against him, in my opinion it is a fit case for bail to the petitioner. Accordingly, let the petitioner named-above be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the Court concerned in connection with Mairwa P.S. Case No. 58 of 2023.

**(Shailendra Singh, J)**

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