

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39050 of 2025

Arising Out of PS. Case No.-497 Year-2022 Thana- Excise P.S. District- Supaul

Md. Shabban @ Sabban S/o Md. Ansharul @ Md. Ansharul Hak Resident of
Mahua, Ward No. 2, P.S.- Supaul, District- Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Patla Kumari , Advocate

For the Opposite Party/s : Mr. Tarkeshwar Nath Thakur , APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 30-06-2025 Heard learned counsel for the petitioner and the
State .

2. Petitioner apprehends arrest in a case registered for
the offence punishable under Section 30 (a) of Bihar Prohibition
and Excise Act.

3 . It is alleged that 7 liters of codeine phosphate of
tripradin hydrochloride cough syrup was recovered from
orchard in Indiranagar.

4. It is submitted that the petitioner is innocent and
has falsely been implicated in this case on the basis of
suspicion . The alleged recovery has been made from an open
place . No incriminating material has been recovered from the
conscious possession of the petitioner and he is no way
connected with the aforesaid recovery. Petitioner claims clean



antecedent.

5 . Learned counsel for the State opposes the bail petition .

6. Considering the fact that recovery has been made from an open place , clean antecedent of petitioner and other circumstances of the case , in the event of arrest/surrender within eight weeks from today, let the petitioner, above named, be released 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 learned Exclusive Special Judge Excise Court No. 2 Supaul in connection with Misc. Excise 2111 of 2022 arising out of Excise Supaul Police Station Case No. 497 of 2022 , subject to the conditions laid down under section 482 (2) of the Bharatiya Nagarik Suraksha Sanhita (BNSS) , 2023 .

(Prabhat Kumar Singh, J)

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