

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38182 of 2025

Arising Out of PS. Case No.-222 Year-2024 Thana- MOHANIYA District- Kaimur (Bhabua)

Dilshad Khan @ Md. Dilshad Khan S/O Late Farid Khan R/O Village-
Mohania, Ward No.11, P.S- Mohania, Distt.- Kaimur at Bhabhua.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Tribhuwan Narayan, Adv.

For the Opposite Party/s : Mr. Ram Bilash Roy Raman, APP

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

ORAL ORDER

2 22-08-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Mohania P.S Case No. 222 of 2024 dated 13.04.2024 registered for the offences punishable under Sections 8(c) and 21(a) of the Narcotic Drugs and Psychotropic Substance Act.

3. As per the prosecution case, it is alleged that 16 pieces of Buprenorphine Injection Dolphine were recovered from the possession of the co-accused persons while 22 pieces of such injection kept in container were recovered from the place of occurrence. The apprehended co-accused, Sarfuddin



Farukhi disclosed that the said prohibited injection was purchased from the petitioner.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. No incriminating article has been recovered from the conscious possession of the petitioner. The name of the petitioner has sprung up in this case in the confessional statement of the apprehended co-accused person. The petitioner has no concern with the alleged recovery. The petitioner has two criminal antecedents as stated at para 3 of the bail petition. The co-accused has been granted regular bail by this Court vide order dated 26.03.2025 passed in Cr. Misc. No. 14405 of 2025.

5. Learned A.P.P. for the State has vehemently opposed the prayer for anticipatory bail of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the materials available on record against the petitioner, I am of the view that no case for grant of anticipatory bail is made out. The petition is disposed of and the petitioner is directed to surrender to the Court below within six weeks from the date of this order and the Court below shall consider the prayer of the bail of the petitioner on the same day in accordance with law without being prejudiced by this order.



7. The application stands disposed of.

(Chandra Prakash Singh, J)

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