

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80561 of 2025

Arising Out of PS. Case No.-850 Year-2025 Thana- Excise P.S. District- Purnia

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Mukesh Prasad Gupta Son of Jaglal Sah Resident of Singhia Basti, Hansda
Gulab Bagh, P.S. - Sadar, Dist. - Purnea.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Chandra, Adv.

For the Opposite Party/s : Mr. Shantanu Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 11-12-2025 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Excise Sadar P.S. Case No. 850 of 2025 registered for the
offences punishable under Section 21(c) of the Narcotic Drug
and Psychotropic Substances Act, 1985.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and the informant
alleges that he received an information that petitioner, being
Manager of a transport company, indulges in illegal business of
codeine syrup, accordingly, the place was raided and Mukesh
along with Pankaj were arrested and 1008 bottles of 100 ML



each Bluerex-T codeine syrup were seized, accordingly, the petitioner was called, but he did not turn up.

4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant, it is next submitted that petitioner is a Manager of a transport company, but then his duty hour was in between 10:00 AM to 06:00 AM and the alleged recovery was made at 08:15 AM in the morning when petitioner was not on duty, but he came to be implicated merely based on suspicion.

5. Learned A.P.P. for the State vehemently opposes the anticipatory bail application and submits that from perusal of the allegation as alleged in the FIR, it would manifest that it is specifically alleged that informant had a secret information about petitioner that he is indulging in illegal business of codeine. It is next submitted that merely because the codeine was recovered prior to the duty hour of the petitioner that in itself is not a ground for considering the anticipatory bail of the petitioner when of late in the State of Bihar codeine is creating havoc amongst children. The learned APP also submits that investigation of the case is in its nascent stages.

6. Considering the submissions made by the learned APP for the State, the Court is not inclined to extend the



privilege of anticipatory bail to the petitioner.

7. Accordingly, the instant anticipatory bail application stands rejected.

(Satyavrat Verma, J)

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