

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11334 of 2026

Arising Out of PS. Case No.-359 Year-2025 Thana- UDAKISHUNGANJ District-
Madhepura

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Dilkhush Kumar Son of Saken Yadav @ Sikendra Yadav Resident of Uda
Chowk, Ward No. 02, P.S.- Udakishunganj, District- Madhepura

... .. Petitioner/s

Versus

The State of Bihar \

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. N.K. Aggarwal, Sr. Adv
Dr. Bidhu Ranjan, Adv
For the Opposite Party/s : Mr.Md. Iftekhar Mahmood

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 27-04-2026 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Udakishunganj PS Case No. 359 of 2025 registered for the
offences punishable under Section 30(a) of the Bihar Excise
Act.

3. Learned counsel for the petitioner submits that the
petitioner is a person with clean antecedent and allegation is of
recovery of 19.8 litres of codeine cough syrup from grocery
shop of Bihari Kumar.

4. Learned counsel for the petitioner submits that the
petitioner was not arrested from the spot as such nothing was
recovered from his conscious possession and even the alleged



recovery is from a place which does not belong to the petitioner and he came to be implicated based on confessional statement of Bihari in police custody which does not have any evidentiary value.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner and submits that of late in the State of Bihar Codeine has become a menace and young children are using the same for the purposes of intoxication.

6. Considering the submission made by learned APP, the Court is not inclined to extend the privilege of anticipatory bail to the petitioner.

7. Accordingly, the prayer for anticipatory bail of the petitioner is rejected.

(Satyavrat Verma, J)

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