

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34947 of 2026

Arising Out of PS. Case No.-286 Year-2025 Thana- MAHISHI District- Saharsa

Bhavesh Paswan S/o Late Mole Paswan R/o Village- Pastwar, Ward No.-01,
P.S.- Mahishi, District-Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satish Kumar Singh, Advocate

For the Opposite Party/s : Mr. Chandra Bhushan Prasad, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 03-07-2026 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise (Amendment) Act, 2022.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of three cases under the Excise Act and
is in custody since 11.03.2026 and allegation is of recovery of
71 litres of Codeine Cough Syrup from a cart parked in the
dallan of the petitioner.

4. Learned counsel for the petitioner submits that
petitioner was not arrested from the spot, as such, nothing was
recovered from his conscious possession and the *dallan* is a
place outside the house and it appears that someone inimical to
the family concealed the Codeine Cough Syrup.



5. Mr. Chandra Bhushan Prasad, learned A.P.P. for the State opposes the prayer for regular bail of the petitioner and submits that codeine off late has become a menace. It is next submitted that if the privilege of regular bail is granted to the petitioner, the petitioner may abscond as he has antecedent of three cases.

6. At this stage, learned counsel for the petitioner seeks permission to withdraw this application with liberty to the petitioner to renew his prayer for bail after framing of charge.

7. Permission is accorded.

8. Accordingly, this application is dismissed as withdrawn.

(Satyavrat Verma, J)

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