

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38939 of 2026

Arising Out of PS. Case No.-243 Year-2025 Thana- SANGRAMPUR District- East
Champaran

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Rupesh Mishra @ Rupesh Kumar Mishra S/O Uday Mishra Resident of
village - Madhubani, P.S- Sangrampur, Dist- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate

For the Opposite Party/s : Mr. Mohammed Arif, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 30-06-2026 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Section 30(a) of the
Bihar Prohibition and Excise Act as well as Sections 8, 20(B)(ii)
(B) of the NDPS Act.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of two cases out of which one case is
under the Excise Act and allegation is of recovery of 5.04 litres
of liquor from a thatched hut near the house of Chandramohan
Tiwari along with 1 Kg. of Ganja.

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 he came to be



implicated at the instance of the Chawkidar with whom he is on an inimical term.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner and submits that this is not a case only relating to liquor but then allegation is that Ganja was also recovered from the place of occurrence and the name of the petitioner transpired at the instance of the Chawkidar and investigation of the case is in its nascent stages.

6. Considering the submissions made by the learned A.P.P. for the State, the Court is not inclined to extend the privilege of anticipatory bail to the petitioner in connection with Sangrampur P.S. Case No. 243 of 2025 pending in the Court of learned Special Judge, Excise Court No. 1, East Champaran at Motihari/Successor Court.

7. Hence, the prayer for anticipatory bail is rejected.

(Satyavrat Verma, J)

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