

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43980 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 Resident of Village- Tuniyahi, Ward
No. -4, P.S.- Madhepura, District- Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Ms. Pooja Prasad
For the Opposite Party/s : Mr. Md. Nazir Ansari

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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
offences punishable under Section 30(a) of Bihar Prohibition
and Excise Act, 2022.
3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and is in custody
since 06.06.2026 and allegation is of recovery of 19.8 litres of
codeine cough syrup from grocery shop of Bihari Kumar. It is
next submitted that petitioner was not arrested from the spot as
such nothing was recovered from his conscious possession and
he came to be implicated based on confessional statement of
Bihari Kumar in police custody which does not have any



evidentiary value.

4. Learned A.P.P. opposes the prayer for bail of the petitioner and submits that of late codeine cough syrup has become menace in the State of Bihar as young boys of impressionable age are using codeine for intoxication.

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

6. Permission is accorded.

7. The regular bail application of the petitioner is dismissed as withdrawn with liberty aforesaid.

(Satyavrat Verma, J)

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