IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65827 of 2026

CNR No. BRHC010950052026

Arising Out of PS. Case No.-143 Year-2026 Thana- HARLAKHI District- Madhubani

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Balbindar Das @ Bablu @ Ballu @ Balveer Kumar S/O Mahendra Das @ Mohinder Das R/O Village- Pihbara, P.S- Saharghat, Distt.- Madhubani.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Shailendra Kumar Jha, Advocate
For the Opposite Party/s : Mr. Mritunjay Kumar Nirala, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

3 29-10-2026 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 Sections 21 and 22 of the NDPS Act, Sections 274, 275 and 3(5) of the BNS, Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2022 as well as Sections 25(1-b)a, 26 and 35 of the Arms Act.

3. By order dated 19.09.2026, the case diary was called for but the same till date has not come to this Court.

4. The Court will not wait endlessly for the case diary.

5. Learned counsel for the petitioner submits that petitioner has antecedent of one case and allegation is of recovery of 150 tablets of Nitrazepan of 10 mg. from the shop

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of Pinku Kumar @ Pintu Giri along with a country made pistol, three litres of liquor and 500 ml. of beer and 600 ml. of Triprolidine Hydrochloride Syrup and one mobile.

6. Learned counsel for the petitioner submits that petitioner was not arrested from the spot, as such, nothing was recovered from his conscious possession. It is further submitted that name of the petitioner transpired in the confessional statement of apprehended accused in police custody which does not have any evidentiary value in the eye of law.

7. Mr. Mritunjay Kumar Nirala, learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner and submits that confessional statement in police custody does not have any evidentiary value but then the confessional statement requires to be corroborated for which interrogation of the petitioner is necessary. It is further submitted that off late in the State of Bihar, the young boys and girls of impressionable age are using Syrup/Tablet for the purposes of intoxication.

8. 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 Harlakhi P.S. Case No. 143 of 2026 pending in the Court of learned Principal Sessions Judge, Madhubani/Successor Court.

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

(Satyavrat Verma, J)

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