

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65760 of 2025

Arising Out of PS. Case No.-98 Year-2025 Thana- SAUR BAZAR District- Saharsa

Purushottam Kumar S/o Late Vijay Bhagat R/o Ward no. 01, Saur Bazar, P.S.-
Saur Bazar, Distt. - Saharsa, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Singh
For the Opposite Party/s : Mr. Kanhiya Kishor

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 19-01-2026 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Saur Bazar P.S. Case No.98/2025, registered for the
offence punishable under Section 30(a) of Bihar Prohibition and
Excise (Amendment) Act, 2022.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of one case and allegation is of
recovery of 5 litres of Codeine cough syrup. 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 at the instance of local person but then the name of
person who disclosed the name of the petitioner is not disclosed
in the FIR.



4. Learned A.P.P. for the State vehemently opposes the prayer for anticipatory bail of the petitioner and submits that allegation is of recovery of Codeine cough syrup from the house of the petitioner. It is also submitted that Codeine comes under the NDPS Act also but then it appears that inadvertently the case has been instituted under the Excise Act.

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

6. The anticipatory bail application of the petitioner is rejected.

(Satyavrat Verma, J)

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