

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85090 of 2025

Arising Out of PS. Case No.-259 Year-2025 Thana- JOKIHAT District- Araria

Nabi Hasan @ Nabihasan S/O Budhhu Resident of - Bhagwanpur, P.S-
Jokihat, District - Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Praveen Kumar Agrawal

For the Opposite Party/s : Mr.Rajendra Singh

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

4 23-02-2026 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in anticipation of his
arrest in Jokihat P. S. Case No.259 of 2025 registered for
the offences punishable under Sections 126(2), 115(2), 132,
262, 303(2),3(5) of the B.N.S. and Section 30(a) of the
Excise Act.

3. The learned counsel for the petitioner submits
that the petitioner is a person with clean antecedent and
allegation is of recovery of 15 litres of cough syrup from a
bush behind the house of the petitioner.

4. The learned counsel for the petitioner submits
that petitioner was not arrested from the spot, as such,



nothing was recovered from his conscious possession, but then, the recovery was made from a place adjacent to his house and as such, the petitioner came to be implicated based on secret information with an allegation that the police raided his house and apprehended the petitioner, but then, petitioner fled.

5. Learned A.P.P. opposes the anticipatory bail application and submits that no doubt, the cough syrup containing codeine was found from a place near the house of the petitioner, but then, police had secret information that petitioner was involved in the business of codeine and thus had raided his house and petitioner was even apprehended.

6. It is also submitted that from perusal of the allegation as alleged in the FIR, it would manifest that it was petitioner who had disclosed his name but taking advantage, the petitioner fled and from a bush adjacent to his house, the codeine was recovered. It is also submitted that it is not a case of liquor rather codeine is alleged to have been recovered which is psychotropic substance and the investigation is continuing.

7. Considering the submissions made by the



learned A.P.P., the Court is not inclined to extend the privilege of anticipatory bail to the petitioner.

8. The prayer of the petitioner for anticipatory bail stands rejected.

(Satyavrat Verma, J)

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