

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.90570 of 2025**

Arising Out of PS. Case No.-39 Year-2023 Thana- INDUSTRIAL District- Bhagalpur

Md. Massi S/O Md. Abdul Masjid @ Md. Machcho@ Late Md. Abdul Majid  
R/O village- Fatehpur Mukeri Tola, P.S.- Bhagalpur Industrial Area, Dist. -  
Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Davendra Kumar Pandey

For the Opposite Party/s : Mr.Bishweshwar Ram

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

2      24-02-2026              1.    Heard learned counsel for the petitioner and  
learned A.P.P. for the State.

2.    The petitioner seeks bail in connection with NDPS  
Case No. 71 of 2025 arising out of Bhagalpur Industrial Area PS  
Case NO. 39 of 2023 registered for the offences punishable  
under Sections 21(i)(a)/22 NDPS Act and 18(c) and 27 Drugs  
and Cosmetic Act.

3.    Learned counsel for the petitioner submits that  
petitioner is in custody since 20-7-2024 and has antecedent of  
four cases out of which one case is under the NDPS Act and  
allegation is of recovery of 800 ml of Drylex-DC prohibited  
cough syrup along with 20 strips of Nitrazepam-10 tablets from  
a sweet shop.



4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant. It is next submitted that the sweet shop belongs to Md. Irfan and name of the petitioner during the course of investigation transpired that he along with Md. Irfan are running the shop. It is further submitted that charges have been framed as such petitioner will not abscond rather will face the trial to prove his innocence.

5. Learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner and submits that this is the second case of the petitioner under the NDPS Act and allegation is of recovery of cough syrup which contains psychotropic substance along with tablets and of late the young generation is being drawn towards cough syrup and such tablets seeking intoxication.

6. Considering the submission made by learned APP, the Court is not inclined to release the petitioner on bail.

**(Satyavrat Verma, J)**

Sumit/-

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