

In the Court of Sessions Judge/Special Judge (NDPS), Patna

Anticipatory Bail Application No.-894/2026

Animesh Kumar

Petitioner

Vs.

The State of Bihar

Opposite party

Date

ORDER

04-04-2026

- 1.** This anticipatory bail application is preferred by **Animesh Kumar**, who is apprehending arrest in connection with **Ramkrishna Nagar P.S. Case No.163/2026** dated 16.02.2026, registered under Sections 21, 22(b), 22(c) of NDPS Act.
- 2.** Heard Sri Vijay Anand, learned counsel for the accused-petitioner and Sri Ashok Kumar Sinha, learned Spl. PP on behalf of the State.
- 3.** The prosecution case, in brief, is that the police raided the house of petitioner and apprehended one Rohit Kumar who was loading cartons. On search, 10,500 ampoules total 6.3 grams Buprenorphine injection and codine based cough syrup 7,750 bottles containing 1550 grams of codine were recovered.
- 4.** Learned Counsel for the petitioner submitted that the petitioner is innocent, committed no offence and has no criminal antecedent. It was further submitted that the petitioner has falsely been implicated in this case and he has no concern with the alleged recovered article. It was next submitted that the petitioner had left out his house when the alleged recovery was made. It was further submitted that the mandatory provisions of NDPS Act has not been followed by the police. On these grounds, prayed for privilege of anticipatory bail.
- 5.** Per Contra, learned Special Public Prosecutor vehemently opposed the prayer for grant of bail to the petitioner and submitted that 10,500 ampoules total 6.3 grams Buprenorphine injection and codine based cough syrup 7,750 bottles containing 1550 grams of codine were recovered. It was further submitted that

In the Court of Sessions Judge/Special Judge (NDPS), Patna

Anticipatory Bail Application No.-894/2026

**Contd.....
(04-04-2026)**

investigation is ongoing and charge sheet is yet to be submitted against this petitioner. The allegation against the petitioner is serious in nature. Therefore, the petitioner does not deserve the privilege of regular bail.

6. Considering the nature of offence; 10,500 ampoules total 6.3 grams Buprenorphine injection and codine based cough syrup 7,750 bottles containing 1550 grams of codine were recovered, which falls beyond the category of small quantity as per Narcotic Drugs and Psychotropic Substances Act, 1985; the petitioner is the owner of the house from which the alleged articles has been recovered; and that investigation is going on and chargesheet is yet to be submitted, this Court is of the opinion that it is not a fit case for grant of anticipatory bail to the petitioner.
7. Accordingly, this anticipatory bail application filed on behalf of the petitioner namely **Animesh Kumar** is hereby **rejected**.

(Dictated)

(Rupesh Deo)
Sessions Judge/Special Judge (NDPS),
Patna

Date of Judgment/Order	04.04.2026
Date of Reserving Judgment/ Order	26.03.2026
Uploading Date	04.04.2026
Uploaded by	Shanu/-