

In the Court of Sessions Judge, Supaul
A.B.A.-312/2026
(Arising out of Bhaptiyahi PS Case No:-32/2026)

<p><u>Contd.</u> <u>09/04/2026</u></p>	<p>recovered. In this way total 168 liters of Codeine Phosphate & Triprolidine Hydrochloride WISCOF Cough Syrup was recovered. Besides this the mobile phone, cash and another belongings of the accused persons were also recovered by the police. Thereafter, the seizure-list was prepared and the recovered Codeine Phosphate & Triprolidine Hydrochloride WISCOF Cough Syrup as well as Innova Car was taken into possession by the police team. During the course of interrogation, both the apprehended accused disclosed that they are going to deliver these WISCOF Cough Syrup to Chandra Kishor Kumar, resident of Pipra Khurd, PS- Bhaptiyahi, District-Supaul. In the meantime another white colour Innova Toyota Kirloskar Car bearing registration No.BR-01PG-3280 was also arrived there and the driver of the said car tried to run away towards Pipra Khurd direction after breaking the police barricade and that car was also overpowered by the police team near east side on NH-27 and two persons traveling on the said car namely Sonu Kumar and Sudhir Kumar were overpowered and that Innova Toyota Kirloskar Car bearing registration No.BR-01PG-3280 was duly searched and from that car in 10 cartons total 1600 bottles of Codeine Phosphate & Triprolidine Hydrochloride WISCOF Cough Syrup, each bottle contains 100 .M.L was recovered. In this way total 160 liters of Codeine Phosphate & Triprolidine Hydrochloride WISCOF Cough Syrup was recovered. Besides this, the mobile phone and some cash was also recovered from the personal possession of the accused persons. Thereafter, the seizure-list was prepared and the recovered Codeine Phosphate & Triprolidine Hydrochloride WISCOF Cough Syrup as well as Innova Toyota Kirloskar Car bearing registration No.BR-01PG-3280 was taken into possession by the police team and on the basis of self statement of Sub-Inspector, Varsha Kumari, the FIR was registered and all the four accused persons were duly arrested.</p> <p style="text-align: center;">Argument heard from both sides and perused the record as well as case diary. On going through the case diary, it transpires that the police has also recorded the statement of the members of raiding party namely Home Guard Constable Gulshan Kumar, Awadhesh Kumar, Pramod Kumar, local village Chaukidar Shivnarayan Paswan and Jitendra Paswan and they have duly supported the prosecution case. As per case diary, the samples of recovered Codeine Phosphate & Triprolidine Hydrochloride WISCOF Cough Syrup has sent to Forensic Science Laboratory for Chemical Examination but the report has not been received so far. In this case the</p>	<p style="text-align: right;">Contd.</p>
--	--	--

In the Court of Sessions Judge, Supaul
A.B.A.-312/2026
(Arising out of Bhaptiyahi PS Case No:-32/2026)

Contd.
09/04/2026

police has also recorded the confessional statement of the accused Kanhai Kumar and he has specifically stated to the police that he is going to hand over these WISCOF Cough Syrup to Chandra Kishor Kumar, the petitioner herein. On minute scrutiny of the entire case diary, it transpires that in a huge quantity of Codeine Phosphate & Triprolidine Hydrochloride WISCOF Cough Syrup of 1680 bottles and 1600 bottles respectively, each bottles contains 100 M.L i.e., 168 liters and 160 liters was recovered from the Innova Car and the apprehended accused has specifically stated to the police that he is going to hand over these Codeine Cough Syrup to this accused/ petitioner. There is strong connivance between the arrested accused and this accused/ petitioner. The allegation against this accused/ petitioner is very serious in nature. The investigation of this case is in primary stage. The custodial interrogation of the accused/ petitioner is also required. The tempering of the prosecution evidence is also cannot be ruled out.

Keeping in mind the seriousness of the allegation and the quantity of the recovered Codeine Cough Syrup, which is much more than the commercial quantity, I find that accused/ petitioner is not entitled to get the benefit of anticipatory bail. As such, the prayer of the anticipatory bail, on behalf of accused/ petitioner namely Chandra Kishor Kumar, is hereby, **Rejected**.

Dictated
-Sd-
(Anant Singh)
Sessions Judge, Supaul