

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27743 of 2015

Arising Out of PS.Case No. -147 Year- 2015 Thana -MAHUA District- VAISHALI(HAJIPUR)

Dr. K.C. Vidyarthi Son of Shri Yadu Nandan Rai resident of village -
Gorigama, P.S. Mahua, District - Vaishali

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ansul, Advocate

For the Opposite Party/s : Mr. Renu Kumari (App)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 28-09-2015

Heard learned counsel for the petitioner and the State.

The petitioner is apprehending his arrest in a case
instituted under Section 304/34 of the Indian Penal Code.

It is alleged that son of the informant was admitted in
Arti Nursing Home of Dr. K. C. Vidyarthi for consuming poison
but the doctor asked informant to deposit Rs. 25, 000/- and only
then treatment would be started. Informant was able to deposit
only Rs. 5,000/- and, as such, his son died due to lack of
treatment.

It has been submitted on behalf of the petitioner that
petitioner has got no criminal antecedent and he has been falsely
implicated in the present case. It has further been submitted that
in paras-19 and 20 of the case diary the brother of the deceased
had been examined and he admitted that the deceased consumed
poison and due to which he succumbed to death.

On behalf of the State, it is submitted that petitioner is
named in the F.I.R. and cause of death could not be ascertained in

course of post mortem examination of the deceased.

Considering the aforesaid facts and circumstances, let the above named petitioner, in the event of arrest or surrender in the court below within a period of four weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali at Hajipur in connection with Mahua P.S. Case no. 147 of 2015, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

sudip/-

U		T	
---	--	---	--