

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26114 of 2015

Arising Out of PS.Case No. -234 Year- 2013 Thana -UCHAKAGAON District- GOPALGANJ

1. Md. Iqbal Son of Late Abdul Rahim, Resident of village- Nawada, P.S.-
Uchakagaon, District- Gopalganj

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ghulam Rabbani

For the Opposite Party/s : Mr. Uma Nath Mishra(App)

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

4 21-12-2015 Heard both sides.

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

Murari, J.E., Md. Iqbal, Lineman (the petitioner) and
Veeru, Lineman asked the son of informant to climb on the pole to
repair the line but, in the meantime, current was allowed to pass
through and the son of the informant got electrocuted and died
during the course of treatment. It is submitted that it has nowhere
come that the petitioner persuaded the son of the informant to
climb on the pole for repairing the line. The petitioner did not play
any role.

It appears that the petitioner and two others asked the son
of the informant to climb on the pole for repairing the line and, in

the meantime, electric current was allowed to pass through causing electrocution of the son of the informant. It is a sheer case of negligence causing death of the informant's son.

Considering the facts and circumstances of the case, I am not inclined to enlarge the petitioner on anticipatory bail in Uchakagaon P.S. Case No. 234/2013. The same is accordingly rejected.

(Prabhat Kumar Jha, J)

Saif/-

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