

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.851 of 2017

Arising Out of PS.Case No. -340 Year- 2016 Thana -AURANGABAD TOWN District-
AURANGABAD

=====

Mritunjay Mehta @ Mritunjay Kumar, son of Paras Nath Mehta, resident
of Village- Tetaraiyn, P.S. Simra, District- Aurangabad (Bihar)

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

=====

Appearance :

For the Petitioner : Mr. Amarendra Kumar Singh, Advocate

For the Opposite Party : Mr. Bhanu Pratap Singh (APP)

=====

CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 12-01-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in connection
with Aurangabad (Town) P.S. Case No. 340 of 2016, registered
for the offences punishable under Section 304 of the Indian Penal
Code.

Allegedly, the petitioner induced the informant and
his sister to get her treated in the clink of Dr. Bindu Sinha, where
the sister of the informant was operated and during operation she
died and thereafter the petitioner and Dr. Bindu Sinha brought the
dead sister of the informant to Sadar Hospital, the Dr. declared her
dead and then Dr. Bindu Sinha and the petitioner fled away.

Submission is of false implication and that the
petitioner is a student, he has got no concerned with the alleged



occurrence. The petitioner is not at all connected with this case. The deceased was accompanied with her own female in-laws, she might have gone to Dr. Bindu Sinha and, as such, the petitioner deserves sympathetic consideration, to which the learned A.P.P. seriously opposes.

In the facts and circumstances as stated above, considering the nature of allegation, I am not inclined to grant privilege of pre-arrest to him and accordingly his such prayer stands rejected in connection with Aurangabad (Town) P.S. Case No. 340 of 2016, pending in the Court of learned Chief Judicial Magistrate, Aurangabad.

(Jitendra Mohan Sharma, J.)

Rajiv/-

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

