

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51376 of 2018

Arising Out of PS.Case No. -25 Year- 2018 Thana -KHUDWA District- AURANGABAD

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1. Umesh Kumar Singh S/o Nathuni Singh @ Nathuni Yadav, R/o Vill.-
Khudwan, P.S.- Khudwan, District- Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 17-09-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with Khudwan P.S.Case No.25 of 2018 , registered for offences punishable under Sections 419, 420/34 of the Indian Penal Code and Section 5(2) of Private Hospital and Medical Clinics Act chapter (248), 1980, Revised Addition 1999.

Allegation against the petitioner is that without having licence he is running the clinic.

Submission of the learned counsel for the petitioner is that he is not a Doctor and he is a farmer and nothing has been brought on record as to what were recovered from the clinic. He has been falsely implicated in this case.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, in



the event of arrest or surrender before the court below within a period of six weeks from the date of order be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned J.M. Ist Class, Daudnagar, District Aurangabad in connection with Khudwan P.S.Case nO.25 of 2018, subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the investigation of the case and make himself available as and when required by the Police, otherwise, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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