

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56629 of 2018

Arising Out of PS.Case No. -392 Year- 2018 Thana -KHAGARIA District- KHAGARIA

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Dr. S. Paswan @ Subash Paswan Son of Bageshwar Prasad, resident of
Village- Maheshkhut, Purwari Tola, Ward No. 6, Police Station-
Maheshkhut, District- Khagaria.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shekhar Kumar Singh, Adv

For the Opposite Party/s : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 28-09-2018 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 304/34 IPC registered in connection with
Khagaria (Mufassil) P.S Case No. 392 of 2018.

3. It is submitted that the petitioner has been falsely
implicated. As being a Doctor he was merely discharging his
professional duties in treating the grand daughter of the
informant. The petitioner is a Doctor of repute and has been in
practice for over two decades. The petitioner claims clean
antecedents.

4. Having regard to the entirety of the facts and
circumstances, as such, in the event of the petitioner's arrest or
surrender before the court below within six weeks from the date of
communication of this order, let the above named petitioner be
released on bail on furnishing bail bond of Rs.10,000/- (ten



thousand) with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Khagaria, in connection with Khagaria (Mufassil) P.S. Case No. 392/2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following further conditions:

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) The petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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