

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.66537 of 2018

Arising Out of PS. Case No.-58 Year-2017 Thana- GOPALPUR District- Gopalganj

Imamuddin @ Imamuddin Ansari @ Inamuddin, Son of Late Wakil Miyan,
Resident of Village- Patti Chakar Gopi, Police Station- Gopalpur, District-
Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Lokesh Kumar Singh

For the Opposite Party/s : Mr. Sri Iftekhar Mahmood

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 11-12-2018 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Gopalpur P.S. Case No. 58 of 2017 for the offenses punishable
under Sections 302/34 of the Indian Penal Code.

The allegation in the present case is regarding the
petitioner having hit a brick on the chest of the mother of the
informant resulting in her mental condition becoming bad and it
is alleged that subsequently she died during the course of
treatment. It is further alleged that the co-accused persons had
also assaulted the mother of the informant.

The learned counsel for the petitioner has submitted
that the said incident is said to have taken place on 22.05.2017
whereas in paragraph no. 121 of the case dairy, the doctor
treating the mother of the informant has disclosed that the



mother of the informant was brought to him for treatment on 23.05.2017 and she had complained of breathing problem as also anemia whereafter the mother of the informant was discharged after imparting treatment. The learned counsel further submits that without lodging of the FIR, the postmortem has been conducted at the door of the informant as stated in paragraph no. 124 of the case diary whereafter the FIR was lodged on 24.05.2017, falsely implicating the petitioner herein and others. Lastly, it is submitted that the petitioner has a clean antecedent and is languishing in custody since 23.07.2018.

The learned A.P.P. does not dispute the contents of the FIR as referred to by the learned counsel for the petitioner.

Having regard to the facts and circumstances of the case, the petitioner, above named, is directed to be released on regular bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-XI, Gopalganj in connection with Gopalganj P.S. Case No. 58 of 2017.

(Mohit Kumar Shah, J)

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