

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31176 of 2019

Arising Out of PS. Case No.-131 Year-2018 Thana- ROH District- Nawada

DR. ASHOK PRASAD @ ASHOK PRASAD Son of Sri Ram Laxhan Prasad
Resident of Village-Nonhi, P.S.-Rajgir, District-Nalanda. At present posted as
First Medical Officer, Sadar PHC, Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Madhu Prasun

For the Opposite Party/s : Mr.Uday Pratap Singh

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

4 07-08-2019 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 341, 467, 468, 406, 471, 472, 420, 120(B). 167, 168/34 of the Indian Penal Code registered in connection with Roh P.S. Case No. 131/2018.

3. It is submitted that the petitioner has been falsely implicated on the accusation of issuing forged birth certificates of the accused persons. It is submitted that in the FIR itself only suspicion has been raised against the petitioner who was the Doctor at the relevant time. The petitioner's case stand on better footing than that of co-accused Shivendra Singh @ Shivendra Kumar Singh, who was a clerk in the Primary Health Centre and against whom negligence has been alleged and he has been granted anticipatory bail by this Court in Cr. Misc. No. 21187 of 2019. The petitioner claims clean antecedents.

4. Be that as it may, 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



CJM, Nawada, in connection with Roh P.S. Case No. 131/2018, 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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