

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71373 of 2018**

Arising Out of PS. Case No.-10 Year-2018 Thana- RAJPUR District- Rohtas

Dr. Dhananjay Singh @ Paritosh Kumar @ Brajesh Kumar @ Dhananjay Singh, S/o Sri Ram Bachhan Singh, Resident of Village-Vad Joga, P.S. Nokha, Distt.-Rohtas

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ashok Kumar Choudhary, Adv. Mr. Ankit, Adv.
For the Opposite Party/s	:	Mr. Rajendra Prasad Nat, APP
For the informant	:	Mr. Bhola Kumar, Adv.

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

4 01-03-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences alleged under Sections 304, 315, 34 of the Indian Penal Code registered in connection with Rajpur P.S. Case No. 10 of 2018.

3. It is submitted that the petitioner has been falsely implicated as in fact neither he nor his wife have conducted the operation of the informant's daughter in which she as also her new born child died. The operation was conducted by Dr. Vijay Pratap Singh who happens to be the tenant of the petitioner and in respect of which an agreement has been entered into on 01.07.2014 (Annexure-8). Petitioner claim clean antecedent.

4. Learned APP assisted by learned counsel for the informant appears suo motu have been heard.

5. 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 Additional Chief Judicial Magistrate, Bikram Ganj, Rohtas, in connection with Rajpur P.S. Case No. 10 of 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 cooperate 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) That 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.

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(Vikash Jain, J)

