

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10616 of 2020

Arising Out of PS. Case No.-133 Year-2019 Thana- NOKHA District- Rohtas

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SRI JAWAHAR LAL @ JAWAHAR LAL BEKAS @ DR. JAWAHAR LAL
BEKAS Son of Late Sahdeo Chaudhary Resident of Village -Bekas Niwas,
Village - Nokha, P.S.- Nokha, Dist.- Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Krishna Prasad Singh, Sr. Advocate

For the Opposite Party/s : Mr. Dilip Kumar No. 1, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

5 29-09-2020 Heard Mr. Krishna Prasad Singh, learned senior counsel
for the petitioner and Mr. Dilip Kumar No. 1, learned Additional
Public Prosecutor appearing for the State through video
conferencing.

Petitioner apprehends arrest in connection with Nokha
P.S. Case No. 133 of 2019 (POCSO Case No. 118/19) registered for
the offences punishable under Sections 376, 304, 120(B) of the
Indian Penal Code and Section 4 of POCSO Act.

The allegation against the petitioner as per the First
Information Report is that the daughter of the informant had love
affair and sexual relationship with the co-accused, on account of
which, she became pregnant and was taken to the Hospital of the
petitioner where the petitioner along with one Nurse treated and
administered her medicine in order to abort the pregnancy and



subsequently, the daughter of the informant died due to excessive bleeding.

Learned counsel for the petitioner submits that the petitioner is not a qualified doctor. He is pharmacist and has falsely been implicated in this case with oblique motive. Learned counsel further submits that the petitioner is 77 years old and suffering from old age ailments.

On the other hand learned counsel for the State referring to paragraphs 6, 8, 9 and 10 of the case diary submits that during course of investigation, it has come to light that petitioner is not the qualified doctor and despite that he treated the daughter of the informant and after taking pills given by the petitioner, daughter of the informant died due to excessive bleeding.

Having regard to the submissions made by the parties and taking into consideration the materials on record and also the fact that petitioner is not a qualified doctor, I am not inclined to grant anticipatory bail to the petitioner.

The prayer for anticipatory bail of the petitioner stands rejected.

(Anil Kumar Sinha, J)

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