

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27841 of 2020

Arising Out of PS. Case No.-185 Year-2019 Thana- SHEOHAR District- Sheohar

DR. KAMLESH KUMAR @ KAMLESH KUMAR Son of Late Ram Bahadur Yadav Resident of Village - Madhuahan Brit, P.S.- Rajepur, District - East Champaran, Presently residing at New Market, Ganesh Bhawan, P.S. and District - Sheohar.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Md. Irshad

For the Opposite Party/s : Mr.Akhileshwar Dayal, APP.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 04-12-2020 Due to COVID-19 Pandemic, the matter is being taken up by way of Virtual Court proceeding.

The matter has been listed under the heading 'For Orders' under the orders of Hon'ble the Chief Justice.

Learned counsel for the petitioner is directed to remove the defects, as pointed out by the Office, within a period of four weeks from the date of restoration of normalcy.

Heard learned counsel for the petitioner and learned APP for the State.

The petitioner is apprehending his arrest in a case registered under Sections 302, 120(B) of the Indian Penal Code.

The prosecution case, in short, is that in operation conducted by the accused person, wife and newly born son of the informant died in a nursing home.



It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. The petitioner is Salesman in a medicine shop. He has got no concern with the alleged incident. The delivery of the deceased was being carried out by Asha worker. For oblique reasons, the petitioner has been made accused in the present case.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sheohar in connection with Sheohar P.S. Case No. 185 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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