

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16407 of 2023

Arising Out of PS. Case No.-10 Year-2021 Thana- AIRPORT District- Patna

Dr Vikash Pathak @ Vikash Kumar Pathak @ Dr Vikash Kumar Pathak Son
Of Sri Ram Sakal Pathak Village- Dharampur Ps- Daudpur Dist- Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhananjay Kumar Tiwary
For the Opposite Party/s : Mr.Rajendra Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 10-05-2023 Heard learned counsel for the petitioner and
learned APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 328,
302/34 of the Indian Penal Code.

As per prosecution case, one Rakesh Kumar died
in the Getwell Hospital and the CCTV footage showed that
the driver of the referred vehicle fled away whereas dead
body was on the stretcher. The petitioner, who was doctor
there, had also fled away.

Learned counsel for the petitioner submits that the



petitioner is innocent and has committed no offence. The petitioner has falsely been implicated in this case because he was serving as Doctor in the ICU at Getwell Hospital. There is no specific allegation attributed against him rather general and omnibus allegation attributed against him. The petitioner has no concern with the alleged occurrence and there is no consistent evidence found against him. He has got no criminal antecedent. Similarly situated co-accused has already been granted bail by a coordinate Bench of this Court vide order dated 10.09.2021 passed in Cr. Misc. No. 25197 of 2021. It is further submitted that the petitioner is languishing in judicial custody since 11.11.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Hawaii Adda P.S. Case No. 10 of 2021 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like



amount each to the satisfaction of learned A.C.J.M.-XI,
Patna.

(Sunil Kumar Panwar, J)

Manish/-

U		T	
---	--	---	--

