

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63718 of 2022**

Arising Out of PS. Case No.-134 Year-2021 Thana- MAINATAND District- West Champaran

Intekhab Shekh @ Intekhar Alam, Son of Sheikh Ishtkhar @ Iftekhar
Ahamad, Resident of Telpur Devraj, P.S.- Lauriya, District- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey, Advocate

For the Opposite Party/s : Mr. Uma Shankar Prasad Singh, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 17-03-2023 Heard learned counsels for the petitioner and the
State.

Petitioner apprehends arrest in a case registered for
the offences punishable under Sections 120(B) and 304 of the
Indian Penal Code.

As per prosecution case, wife of informant's brother,
being pregnant, was taken to a government hospital for delivery
from where one Shree Mati Devi persuaded and took her to a
private hospital owned by this petitioner, where all the accused
persons including the petitioner operated the abdomen of the
lady as a result of which she died. Thereafter, they took the body
of the deceased to the informant's house.

Learned counsel appearing for the petitioner submits
that the petitioner is innocent and has falsely been implicated in



this case. It is next submitted that neither the petitioner is a doctor nor the hospital in question belong to the petitioner. Moreover, there is no chit of paper to show that the deceased was ever treated in that said hospital or by the petitioner.

Learned counsel for the State vehemently opposes the prayer for bail application of the petitioner.

Considering the nature of accusation, prayer for bail of the petitioner is refused with direction to surrender and seek regular bail which would be considered and disposed of on its own merit without prejudice.

(Prabhat Kumar Singh, J)

Navya/-

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

