

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39259 of 2024

Arising Out of PS. Case No.-459 Year-2023 Thana- BASANTPUR District- Siwan

Anand Kumar @ Dr. A. Kumar Son Of Binda Prasad Resident Of Village -
Chaugethiya, P.S. - Bhagwanpur Hat, District - Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Chandra, Adv.

For the Opposite Party/s : Mr. Shahabuddin Azeem @ S. Azeem, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 13-08-2024 Heard learned counsel for the petitioner and learned
counsel for the State.

2. The petitioner apprehends his arrest in connection with
Basantpur (Lakdi Nabiganj) P.S. Case No. 459 of 2023
registered under Section 304 of the Indian Penal Code.

3. As per prosecution case, allegation against this
petitioner that due to wrong treatment provided by this
petitioner to the wife of informant, she died.

4. Submission of learned counsel for the petitioner is that
petitioner is innocent and has falsely been implicated in the
present case. There is no chit of paper available on record to
show that this petitioner conducted the operation of informant's
wife. Further submission is that the First Information Report has
been lodged after a delay of 17 days without any plausible



explanation. Petitioner has got no criminal antecedent.

5. Learned A.P.P. appearing on behalf of the State vehemently opposed the prayer for bail by contending that petitioner without having requisite qualification operated the wife of informant, as a result of which, she died.

6. Having considered the fact that petitioner operated informant’s wife without having requisite qualification resulting in her death, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, prayer for bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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