

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47755 of 2024

Arising Out of PS. Case No.-113 Year-2024 Thana- BAGHA District- West Champaran

Manoj Kumar Yadav Son of Late Suraj Yadav Village- Chakhani Chhatraul,
P.S.- Bagaha, Dist. -West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. R.S. Sahay, Adv.
		Mr. Vijay Kr Singh No. 1, Adv.
For the Opposite Party/s	:	Mr. Binod Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 23-09-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with
Bagaha P.S. Case No. 113 of 2024 registered under Sections 304
and 34 of the Indian Penal Code.

3. As per F.I.R., co-accused Dr. Praveen Kumar Tiwari
along with this petitioner without having requisite medical
apparatus and valid registration operated daughter-in-law of
informant and due to serious latches in operation, her condition
began deteriorating and when her condition became serious, she
was ousted from hospital, and during the course of treatment at
Motihari, daughter of informant died.

4. Learned counsel appearing on behalf of the petitioner



submits that petitioner is innocent and has falsely been implicated in the present case. As a matter of fact, petitioner is not a doctor rather he was working as clinical staff in Suraj Hospital which is run by co-accused Dr. Praveen Kumar Tiwari. It is co-accused Dr. Praveen Kumar Tiwari who operated the daughter-in-law of informant and in the said operation, petitioner was only a helper. Petitioner claims clean antecedent.

5. Learned A.P.P. for the State opposed the prayer for bail of the petitioner.

6. Having considered the aforesaid facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned court below within a period of eight weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate-I, Bagaha, West Champaran in connection with Bagaha P.S. Case No. 113 of 2024, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Prabhat Kumar Singh, J)

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