

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21282 of 2025

Arising Out of PS. Case No.-281 Year-2024 Thana- MUFFASIL District- West Champaran

Sriram Mukhiya @ Vinod Mukhiya S/O Late Sudhan Bhagat @ Late Sudhan Mukhiya Resident of Village- Ninwaliya, P.S- Bettiah (Muffasil), District- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ram Adya Singh, Adv.

For the Opposite Party/s : Mr.Suresh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

4 25-08-2025 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Bettiah Muffasil P.S. Case No. 281 of 2024 dated 21.05.2024 registered for the offences punishable u/s 304 of the Indian Penal Code.

3. As per the prosecution case, on 21.05.2024, the informant brought his son namely, Aadarsh Kumar to the shop of the petitioner for treatment. The petitioner gave injection to the informant's son due to which he felt uneasiness and the informant's son died. It is further alleged that the petitioner closed his shop and fled away. Thereafter, the informant with the help of his brother brought his son to G.M.C.H., Bettiah where the doctor declared



him dead.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. It is further submitted that the petitioner is the compounder in the clinic of Dr. Srikant Dubey where the informant brought his son and seeing his condition, the petitioner told to go to the hospital. The petitioner has not done the treatment of the informant's son. There is no evidence or chit of paper regarding the medical treatment of the informant's son which was being done by the petitioner. The petitioner has no concern with the alleged offence. The petitioner has no criminal antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 06.01.2025.

5. Learned A.P.P. for the State has opposed the bail petition of the petitioner and submitted that the specific allegation against the petitioner is that he gave injection to the informant's son after which the informant's son died. Learned counsel has further submitted that the petitioner had neither any medical degree nor any drug license which is evident from the statement of the witnesses, in para 46, 47 and 48 of the case diary. Learned counsel has further submitted that practicing in the absence of a medical degree and license is illegal and extremely dangerous to human life. It is further submitted that the accused/petitioner had



knowledge that this act was likely to cause death of the deceased.

6. Considering the aforesaid facts and circumstances of the case as well as the specific and heinous nature of allegation against the petitioner, I am not inclined to enlarge the petitioner above-named on bail.

7. Learned trial court is directed to expedite the trial and conclude the same at the earliest.

8. The application stands rejected.

(Chandra Prakash Singh, J)

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