

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46413 of 2025

Arising Out of PS. Case No.-106 Year-2025 Thana- KOTWA District- East Champaran

Dr. Md. Haroon Rashid @ Dr. Haroon Rashid S/o Md. Amanullah R/o
Village- Jatwa, P.S.- Banjaria, District- East Champaran, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Y. C. Verma, Sr. Advocate Mrs. Priyanka Singh, Advocate
For the Opposite Party/s	:	Mr. Ram Priya Sharan Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 30-07-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. Petitioner apprehends arrest in connection with Kotwa
P.S. Case No.106 of 2025 instituted under Section 59(B) of the
Bharatiya Nyaya Sanhita.

3. The allegation against the petitioner is that petitioner,
being a member of Post-mortem Board, has not written the post-
mortem report due to which post-mortem report could not be
prepared in time and could not be sent to F.S.L.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Further submission is that petitioner is not expert
in the conduct of post-mortem examination as he is not



specialized in the General Medicine. Petitioner acted in accordance with medical protocol. He has not intentionally attempted to affect the evidence as alleged. Petitioner is presently posted as Medical Officer at Sadar Hospital, Motihari and he undertakes to cooperate in the investigation and trial. Petitioner has got no criminal antecedent.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the aforesaid facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge, Motihari, East Champaran in connection with Kotwa P.S. Case No.106 of 2025, subject to the conditions as laid down in Section 482 (2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Sunil Dutta Mishra, J)

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