

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1371 of 2025

Arising Out of PS. Case No.-493 Year-2024 Thana- SHERGHATI District- Gaya

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Anurag Kumar @ Anurag Yadav @ Yadav Anurag Mahendra Bhai S/O
Mahendra Kumar R/O - Mohalla Sherghati Nutan Nagar, P.S- Sherghati,
District.- Gaya

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sudhir Kumar Sinha
For the Opposite Party/s : Mr.Uma Shankar Prasad Singh

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

4 16-05-2025 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 366A, 279, 339, 96, 281, 125(a) 3(5) of the Bhartiya Nyay Sanhita, 2023.

3. The allegation in the First Information Report is that on 27.09.2024, the informant upon receiving an information that his daughter had met with an accident and was treated at hospital, he reached the hospital and saw two boys in the emergency ward in the hospital, out of which one of them was the petitioner and he was working as a compounder in a different hospital. The informant has raised a suspicion that this



petitioner and another unknown accused were taking his daughter along and having caused the accident due to which the petitioner got injured.

4. Learned counsel for the petitioner submits that it would be clear from a bare perusal of the First Information Report that this petitioner was very much present in the emergency ward along with the informant's daughter, who was getting treatment and as a matter of fact they had also informed the informant about the said occurrence, owing to which the informant also had reached the said hospital. The allegation that the petitioner and another boy has caused the incident or got the accident done does not seem to be believable at all and the petitioner would not wait in the emergency ward in the hospital for the informant in case he was in any way involved in the accident

5. The learned APP for the State has also given gone through the case diary and on the date of First Information Report, i.e., on 28.05.2024, the informant's daughter was still alive and was undergoing treatment and it is only subsequent to the same that she succumbed to the injuries received by her. The materials collected during the course of investigation also do not disclose any other material than what



has been stated in the F.I.R. by the informant which is only supported by his family members and no other independent witness.

6. Taking into consideration the entire facts and circumstances and also that the petitioner has no criminal antecedent, let the petitioner, above named, in the event of his arrest or surrender before the Court below within four weeks, 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 A.C.J.M-1st, Shergati, Gaya, in connection with Shergati P.S. Case No.493 of 2024, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure/Section 482 (2) of the B.N.S.S., 2023 and subject to the further condition that the petitioner shall co-operate in the investigation/trial.

(Soni Shrivastava, J)

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