

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.42288 of 2021**

Arising Out of PS. Case No.-299 Year-2019 Thana- NAWADA MUFFASIL District- Nawada

VIKASH CHOUHAN @ BIKASH CHAUHAN @ VIKASH BOSS S/o  
Yogendra Chauhan @ Yogendra Prasad R/o village- Lohara, P.S.- Mufassil,  
District- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Arjun Prasad

For the Opposite Party/s : Mr.Kumar Veerendra Narayan

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA**  
**ORAL ORDER**

2      18-08-2021      Heard learned Counsel for the petitioner and learned  
Additional Public Prosecutor for the State.

The petitioner seeks regular bail in connection with  
Mufassil Police Station Case No. 299 of 2019, registered for the  
offences punishable under Sections 341/323/324/307/302/34 of  
the Indian Penal Code.

This is the second attempt on behalf of the petitioner  
for grant of regular bail. Earlier, the prayer for regular bail of the  
petitioner was rejected by this Court, vide order, dated  
15.01.2021, passed in Criminal Misc. No. 23020 of 2020, giving  
liberty to the petitioner to renew his prayer for bail after six  
months from the date of the order.

The allegation against the petitioner, as per the First



Information Report, is that he assaulted the husband of the informant by means of rod on his head along with other co-accused persons, leading to his death.

Learned Counsel for the petitioner submits that the petitioner has not committed any offence in the manner alleged and the allegation against him is general and omnibus in nature and the same is not specific. He further submits that there is case and counter case between the parties inasmuch as the wife of the petitioner has lodged Complaint Case No. 1093 of 2019 against the informant and others. He further submits that the petitioner is in custody since 13.11.2019, charges have been framed in this case on 16.01.2021 and the trial is not recording any progress due to COVID-19 pandemic.

Regard being had to the submission advanced on behalf of the parties and taking into consideration the materials on record and the fact that the petitioner is in custody since 13.11.2019, charges have been framed, the trial is not likely to be concluded in near future due to COVID-19 pandemic and this the second attempt on behalf of the petitioner for grant of regular bail, I am inclined to grant regular bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail,



upon furnishing bail bonds of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of learned 3<sup>rd</sup> Additional Sessions Judge, Nawada, in connection with Mufassil Police Station Case No. 299 of 2019.

**(Anil Kumar Sinha, J.)**

Prabhakar Anand/-

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