

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.15127 of 2019**

Arising Out of PS. Case No.-201 Year-2018 Thana- GAMAHAIRIYA District- Madhepura

Dheeraj Kumar Das Son of Shyam Das, Resident of Village - Gamharia  
(Bhagwat Chowk), Ward No.01, P.O. and P.S. - Gamharia, District -  
Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Jainendra Kumar

For the Opposite Party/s : Mr.Dr. Ajeet Kumar

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA**  
**ORAL ORDER**

2      12-03-2019      Heard both sides.

The petitioner apprehends his arrest in Gamharia P.S.  
Case No.201 of 2018 registered under Sections 63, 64 and 65 of  
the Copyright Act.

The gist of the allegation is that 765 pieces of bottles  
each containing 100 ml of Bio-Vita of P.I. Industries Limited  
Company and 12 pieces of its stickers were recovered from the  
shop of the petitioner.

Learned counsel for the petitioner submits that there is  
no allegation that the petitioner has manufactured the recovered  
articles. The petitioner had no knowledge about manufacturing  
of duplicate Bio-Vita and stickers. The dispute is with regard to  
violations of Copyright Act and the petitioner is not a



manufacture rather the petitioner is a retailer.

Having considered the facts aforesaid that there is no allegation against the petitioner that he was manufacturing duplicate Bio-Vita and stickers, the above named petitioner, in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to be enlarged 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 Judicial Magistrate, Madhepura in connection with Gamharia P.S. Case No.201 of 2018, subject to conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

**(Prabhat Kumar Jha, J)**

Harish/-

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