

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29946 of 2021

Arising Out of PS. Case No.-9 Year-2021 Thana- BASOPATTI District- Madhubani

Babita Devi W/O Surendra Sah R/O Village Basopatti, Bhanpatti Road, Ward
No. 7 Ps Basopatti, District-Madhubani.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Prakash

For the Opposite Party/s : Mr. Sangeeta Sharma

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 09-07-2021 Heard learned counsel for the petitioner and learned A.P.P. for
the State through virtual court proceeding.

Learned counsel for the petitioner undertakes to remove the
defects within four weeks of resumption of normal court proceeding.
In the eventuality of non-removal of defects within undertaken
period, the office will place the matter before the Bench.

The petitioner seeks bail in connection with Basopatti P.S.
Case No. 09 of 2021 registered for the offence punishable under
Section 420 of the Indian Penal Code and Sections 63, 64 and 65
Copy Right and 103, 104 of Trade Mark Act.

Allegation against the petitioner is that petitioner in
association with the other co-accused were engaged in making and
selling of fake Tata company leaf of tea. On search huge amount of
fake tea leaves were recovered by the informant.

It is submitted by learned counsel for the petitioner that



petitioner has falsely been implicated in this case and has not committed any offence as alleged in the FIR. He submits that petitioner is illiterate lady and she is aged about 52 years and she has no knowledge regarding the said tea leaves are genuine or fake. He further submits that till now the police officials have not sent the tea leaves for testing regarding genuineness of the leaves and only on suspicion she has been falsely implicated in this case by police. No incriminating article has been recovered from her conscious physical possession. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. The petitioner has no criminal antecedent and has been languishing in custody since 09.01.2021.

Learned APP for the State opposed the bail petition.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending in connection with Basopatti P.S. Case No. 09 of 2021.

GAURAV S./-

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(Anjani Kumar Sharan, J)

