

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54453 of 2022

Arising Out of PS. Case No.-293 Year-2021 Thana- ARARIA District- Araria

Yakub @ Yakub Ali Son of Md. Ismail Saikh Resident of Village -
Dwipchandrapur Kuli, P.s.- Farakka, Distt.- Murshidabad (West Bengal), At
present resident of Village - Sisauna Ward no.01, P.S.-Araria., Distt.- Araria.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana
For the Opposite Party/s : Mr.Uday Pratap Singh

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 22-12-2022 Heard learned counsel for the petitioner and the

State.

The petitioner apprehends arrest in a case registered
for the offence punishable under sections 420/120B of the
Indian Penal Code and sections 63, 65 and 68 of the Copy Right
Act.

Prosecution case is that police raided and recovered
some packets of Biri of different brand from the factory of the
petitioner.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case because of ulterior motive. Petitioner is the proprietor of
Milan Biri Factory No.1 Asli Hira and has no concern with



alleged recovery of biri of Ajhar Biri Factory. Petitioner pays GST over his brand and thus he has committed no offence under the Copy Right Act. Petitioner has got no criminal antecedent.

Considering the aforesaid facts of the case, prayer for bail of the petitioner is allowed. In the event of arrest/surrender within six weeks from today, let the petitioner mentioned above 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 Chief Judicial Magistrate Araira in Araria Police Station Case No. 293 of 2021, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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