

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65933 of 2024

Arising Out of PS. Case No.-376 Year-2024 Thana- LAKHISARAI District- Lakhisarai

Sonu Kumar Son of Bindeshwari Mahto village- Pratapur, Ward no. 4, Ps-
halsi, Dist- Lakhisarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhim Sen Prasad, Adv.

For the Opposite Party/s : Mr. Arun Kumar Singh, APP.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 03-10-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with
Lakhisarai P.S. Case No. 376 of 2024 registered for the offences
punishable under Section 420 of the Indian Penal Code and
Sections 63, 65 of the Copy Right Act.

3. The prosecution case, in brief, is that on the basis of
secret information about illegal sale of articles with sticker of
Crompton, when the informant reached at the shop of the
petitioner, total 74 pieces of H.P. Pump starter box with sticker
of Crompton company have been recovered.

4. It is submitted by learned counsel for the petitioner that
the petitioner is quite innocent and has committed no offence.
No such occurrence as alleged has ever taken place. He has
falsely been implicated in the present case due to ulterior



motive. The allegation levelled against the petitioner is totally false and based on concocted facts. The real fact is that the petitioner himself was cheated by the agent of the company who always supplied the material to him. He had no knowledge about the articles being duplicate. Hence, no offence under Copy Right Act is made out against the petitioner. It is further submitted that petitioner has no criminal antecedent as mentioned in para 3 of the bail application.

5. Learned APP for the State opposes the prayer for bail.

6. Considering the facts and circumstances of the case as well as the nature of offence, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected.

7. Accordingly, this application stands dismissed.

8. However, if the petitioner surrenders before the learned Court below within six weeks from today and seeks regular bail, the learned Court below shall pass order on the same day in accordance with law without being prejudiced by this order considering the fact that petitioner has no criminal antecedent.

(Anjani Kumar Sharan, J)

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