



CRL OP(MD). No.4510 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 24.03.2025

PRESENT

THE HONOURABLE MR. JUSTICE R. SAKTHIVEL

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Selvakumar

... Petitioner/ Accused rank
not known

Vs

The State of Tamil Nadu
Rep. by the Inspector of Police,
Intellectual Property Right Enforcement Cell (IPREC),
Virudhunagar.

Crime No.7 of 2025

... Respondent/Complainant

For Petitioner : Mr.S.Mohammed Bayasali

For Respondent : Mr.K.Sanjai Gandhi
Government Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For pre-arrest bail in Crime No.7 of 2025 on the file of the respondent-police.



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ORDER : The Court made the following order :-

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This Criminal Original Petition has been filed by the petitioner on 07.03.2025 under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, praying to grant an order of pre-arrest bail.

2. The petitioner/Accused rank not known apprehends arrest at the hands of the respondent-Police for the offences punishable under Sections 51(b), (i) and 63(a) of the Copy Right Act, 1957 in Crime No.7 of 2025 on the file of the respondent-police.

3. The case of the prosecution is that the defacto complainant is the manufacture of Exo Stainless Steel Scrubber. The accused persons have been manufactured similar to their product and style in the market. By noticing the same, the said company preferred a complaint against all the accused regarding the printing item of similar to the defacto complainant company, likewise ECO, New Shine and EKO. In view of the said complaint, the respondent-police conducted surprise visit in the premises of the petitioner-printing press and they has seized a bunch of boxes, which is printed by the petitioner-printing press worth about Rs.5,00,000/-. Hence, this case.

4. Mr.S.Mohammed Bayasali, the learned counsel appearing for the petitioner, submits that the petitioner is an innocent person and he has not committed any



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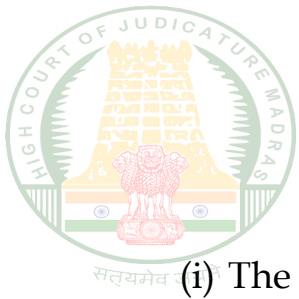
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offence as alleged by the prosecution. He further submits that the petitioner has been falsely implicated in this case. He further submits that as directed by this Court vide order, dated 11.03.2025, the petitioner was present before the respondent-police and gave a statement on 17.03.2025. He further submits that the petitioner is ready to abide by any conditions that may be imposed by this Court. Hence, he prays for grant of pre-arrest bail to the petitioner.

5. Mr.K.Sanjai Gandhi, the learned Government Advocate (Crl.Side) appearing for the respondent-Police, on instructions, submits that the petitioner appeared before the respondent-police on 17.03.2025 and gave a statement and also the investigation is completed. However, he prays to dismiss this Criminal Original Petition.

6. Heard on both sides. This Court has perused the records.

7. As directed by this Court, the petitioner appeared before the respondent-police and gave a statement on 17.03.2025. Since investigation is complete, the custodial interrogation of the petitioner may not be necessary in this case. Considering the same and also considering the facts and circumstances of the case and the nature of the offence allegedly committed by the petitioner, and with a view to give an opportunity to the petitioner to reform himself, this Court is inclined to grant an order of pre-arrest bail to the petitioner subject to the following conditions:



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(i) The petitioner shall be released on bail in the event of his arrest or in the event of his surrender before the learned Judicial Magistrate No.I, Virudhunagar, within a period of 15 days from the date on which the order copy is made ready, on executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) along with two sureties each for a like sum of Rs.10,000/- (Rupees Ten Thousand Only) to the satisfaction of the learned Judicial Magistrate No.I, Virudhunagar;

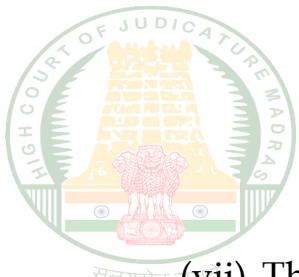
(ii) The sureties shall affix their photographs and left thumb impression in the Application for Suretyship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Judicial Magistrate No.I, Virudhunagar shall obtain a copy of any one of identity proofs to ensure their identity;

(iii) The petitioner shall furnish his residential address and mobile number to the learned Judicial Magistrate No.I, Virudhunagar;

(iv) The petitioner shall appear and sign before the respondent-Police weekly twice i.e., Sunday and Wednesday at 10.00 a.m., until further orders;

(v) The petitioner shall make himself available for interrogation by a police officer as and when required;

(vi) The petitioner shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;



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Court;

(vii) The petitioner shall not leave India without previous permission of the Court;

(viii) The petitioner shall not, directly or indirectly, cause any threat to the defacto-complainant and witnesses and shall not tamper the evidence; and

(ix) On breach of any of the aforementioned conditions, the learned Judicial Magistrate No.I, Virudhunagar, or Trial Court as the case may be, is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned conditions are imposed by him as laid down by the Hon-ble Supreme Court in P.K. Shaji vs. State of Kerala [(2005) 13 SCC 283].

8. Accordingly, this Criminal Original Petition is allowed subject to the conditions stated supra.

sd/-
24/03/2025

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/04/2025
Sub-Assistant Registrar (CS-I/II/III/IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

APD



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TO
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1.THE JUDICIAL MAGISTRATE NO.I, VIRUDHUNAGAR.

2. DO-THROUGH :THE CHIEF JUDICIAL MAGISTRATE,
VIRUTHUNAGAR DISTRICT.

3. THE INSPECTOR OF POLICE,
INTELLECTUAL PROPERTY RIGHT ENFORCEMENT
CELL (IPREC),VIRUDHUNAGAR DISTRICT.

4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.MOHAMMED BAYASALI.S Advocate SR.No.3385 (I) DT.
25/03/2025

ORDER IN
CRL OP(MD) No.4510 of 2025
Date :24/03/2025

PR/24.04 .2025 6P/6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023