

IN THE COURT OF 2nd DISTRICT & ADDL. SESSIONS JUDGE, PURNEA
Bail Petition No - 248/2026

CIS No -248/2026

Arising out of Sadar P.S. Case No - 591/2025

U/s - 318(4),338,336(3),340(2),3(5) of BNS & 103,104 Trade Mark Act & 63/64 Copy Right Act.

1. Ram Prakash Choudhary, aged 40 yrs, S/o- Late Buddhu Choudhary.

2. Ranjit Choudhary, aged 38 yrs, S/o Rameshwar Choudhary.

Both R/o Rambagh Driver tola, P.S- Sadar.

District- Purnea, Bihar.

....Petitioner

Versus

State of Bihar

..... O.P

Appearance:

For the prosecution : Sri Rahul Raja, Ld. Addl. P.P.

For the petitioner : Sri Sandeep Kumar, Ld. Advocate.

Dated :-09-03-2026

Custody:- 16-02-2026

Present :-

Deshmukh

District & Additional Sessions Judge-2nd, Purnea

O R D E R

1. A bail petition, dated 02-03-2026, supported with affidavit, has been filed on behalf of the above named petitioners in connection with Sadar P.S. Case No - 591/2025, U/s- 318(4),338,336(3),340(2),3(5) of BNS & 103,104 Trade Mark Act & 63/64 Copy Right Act, and was pressed today for hearing by the Ld. Counsel for the petitioners, a copy of which petition was also served upon to ld. Adl.P.P. Heard Sri Sandeep Kumar, learned counsel appearing on behalf of the petitioners as well as Sri Rahul Raja, Ld. Addl. P.P. for the State.

2. Brief of the case, as per the F.I.R, is that on 29.11.2025, informant came to know that some people were selling duplicate Sprint insecticides of his company at Rambagh. Informant informed all the concerned authority and Sadar police. Around 11:20 P.M, police personnel went to alleged spot and after enquiry they came to know that the alleged house belonging to Ram Prakash Choudhary and Ranjit Kumar Choudhary. In the presence of two independent witness search was conducted and upon search 2500 piece, each of 100gm of Sprint insecticide of Indofil Industries limited, 33 packet each of 500gm of indofil M-45 of Indofil industries limited, 35 empty packet, each of 500 gm of Indofil M-45 of Indofil Industries limited, 16 bag of powder and a stitch machine were recovered. Seizure list was prepared and all the seized article were taken to police station and F.I.R was lodged accordingly.

3. Ld. Counsel on behalf of the petitioners submitted that the petitioners are innocent and committed no offence as alleged and have been falsely

implicated in this case on account of local politics. Alleged recovery has been made in the house of both the petitioners but both the petitioners house are quite different and far away. The petitioners are local man and there is no chance of their absconding and are ready to furnish solvent sureties. Hence, let the petitioners be granted bail.

4. The Ld. A.P.P opposed the prayer of bail.

5. Heard the rival submission and Perused. The alleged contraband is recovered from the petitioners house in the presence of two independent witness Sumit Kumar and Rajan Thakur. There is specific allegation against the petitioners. The para 2 of the case diary reveals the seizure of the said defective products from the possession of the accused and the para 3-5 of the case diary describe the statement of the witnesses corroborating the factum of the incident and and the para 9-11 of the case diary reveals the place of the occurrence and incidents and several packages as well as empty packets along with labels and stitching machine were recovered. As per para 28 of the case diary there is no valid license regarding selling of alleged duplicate/defective pesticides/insecticide were found and accordingly there is direct involvement of the accused in selling of said pesticides without a valid license. Charge sheet has already been submitted. The chances of tempering with the evidences cannot be ruled out and such types of occurrences have obviously a cascading effect on society. In view of the aforesaid fact of the circumstance of the case the prayer of Bail Petition of the petitioners is hereby **rejected**.

6. Copy of the order be sent to the concerned Court of Ld. C.J.M, Purnea.

Dictated
Sd/-
(Deshmukh)
D.AS.J - IInd, Purnea.