

In the Court of Motish Kumar Singh Sessions Judge, Siwan.

Anticipatory Bail Petition No. 269/2026

Pachrukhi P.S. Case No. 555/2025

Shivji Singh..... Petitioner

Vs.

The State of Bihar O.P.

ORDER

23.03.2026

1. Ld. Counsel moves this anticipatory bail petition on behalf of accused petitioner namely **Shivji Singh**, who apprehends his arrest in connection with Pachrukhi P.S. Case No. 555/2025 registered u/s 338, 336(3), 319(2), 318(4) of BNS & 63 Copy Right Act, 1957 & 107/109 of Trademark Act.

2. Ld. Counsel for the petitioner submits that petitioner is innocent and has committed no offence, rather he has falsely been implicated in this case. Petitioner bears no criminal antecedent. The allegations as alleged against the petitioner in the FIR is totally false, baseless and concocted. Ld. Counsel further submits that duplicate water and rapper has not been received from person or possession of the petitioner and no any detail of the premises from where the alleged recovery alleged to have taken place. The petitioner has started his cottage industry after taking loan from Industry Department and also he has got license for manufacturing, carbonated fruit juice and packaged drinking water. There is no chance of his absconding and tampering with the evidence. Hence, Ld. Counsel prays for anticipatory bail.

3. On the other hand, Ld. P.P opposes the prayer for anticipatory bail.

4. Heard. Perused the record.

5. From perusal of the record, it transpires that an FIR vide Pachrukhi P.S. Case No. 555/2025 was registered on 24.12.2025 u/s 338, 336(3), 319(2), 318(4) of BNS & 63 Copy Right Act, 1957 & 107/109 of Trademark Act against the petitioner. As per FIR, the informant, who claims to be the regional manufacturer of energy beverage private limited for North Bihar Region having clear water trademark packed the drinking water and has got his business in the North Bihar also. Informant received an information that some people were trading the drinking water upon the trademark of his bottle and level and he further copy the forge style on rapper design and selling the same. It is further alleged that the informant is the owner of clear

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packed drinking water having right of business in whole of the Bihar after receiving the information that the accused is selling the drinking water after copying the trademark of the informant. It is further alleged that on 24.12.2025 at about 5:30 P.M, the police force raided the place pointed out by the informant where the machine pet blowing machine, compressor machine, Ro machine, water tank of 2000 liters and bottle of clear brand water dye and also clear brand water having copied the same rapper was seized.

6. From perusal of the record, it appears that petitioner has got license from Standard Authority of India being license No. 10423260000088 for manufacturing carbonated fruit juice and packaged drinking water.

7. As per para-3 of the bail petition, it appears that petitioner bears no criminal antecedent and from perusal of para-38 of the photo copy of case diary, it appears that petitioner bears one criminal antecedent.

8. Considering the aforesaid facts and the fact that all alleged infringing materials have already been seized, the present anticipatory bail application is hereby **allowed**.

9. It is directed that in the event of his arrest or surrender before the learned Trial Court within six weeks, he shall be released on furnishing by him bail bonds of Rs. 10,000/- with two sureties of like amount each to the satisfaction of the learned Trial Court subject to conditions as mentioned under section 482 of BNSS.

(Dictated)

(Motish Kumar Singh)
Sessions Judge,
Siwan.
23.03.2026.