

**Mahesh Rai Vs. the State of Bihar**

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**SooperKanoon Citation :** [sooperkanoon.com/975142](http://sooperkanoon.com/975142)

**Court :** Patna

**Decided On :** May-11-2012

**Appellant :** Mahesh Rai

**Respondent :** The State of Bihar

**Judgement :**

IN THE HIGH COURT OF JUDICATURE AT PATNA Criminal Miscellaneous No.39214 of 2011 Mahesh Rai, Son of Late Laldhari Rai, R/o Village Mahua Mukundpur, P.S. Mahua, District Vaishali. .Petitioner Versus The State Of Bihar ..Opposite Party ----- 03/- 11/01/2012 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State, who is armed with carbon/xerox copy of the case diary up to paragraph 30 dated 24/12/2011. The petitioner is apprehending his arrest in connection with a case registered for the offence punishable under Sections 419/420 of the Indian Penal Code, 103 & 104 of Trade Mark Act and 63/64 of the Copy Right Act, is solitary named accused in this case on recovery of scrap articles said to be fake inclusive of empty bottles, covers and rappers to be used in huge quantity. Submission is of false implication due to dispute of rent with the landlord and search and seizure conducted in absence of the petitioner. Considering all such submission as aforementioned are not acceptable at this juncture. Hence, finding no case for anticipatory bail and accordingly prayer of above named petitioner in connection with Mahua P.S. Case No. 349 of 2011, pending in the court of Chief Judicial Magistrate, Vaishali, is hereby refused. Praveen/- ( Akhilesh Chandra, J.)