

24.04.2024
Item No.12
Ct. No. 29
CHC
Rejected

C.R.M.(A) 1420 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Neturia** Police Station Case No. **26/2024** dated **23.02.2024** under Sections **379/411/414/120B** of the Indian Penal Code, 1860, read with Section 21(1)(4) of Mines and Minerals (Development & Regulation) Act, 1957.

And

In the matter of : Manik Kaibarta @ Manik Kaibartta
..... petitioner

Mr. Brajesh Jha,
Mr. Rishav Kumar Thakur
....for the petitioner

Mr. Madhusudan Sur, Ld. A.P.P.,
Mrs. Shaila Afrin
....for the State

Petitioner before us is the owner of the vehicle which was seized carrying illegally mined sand.

Role of the petitioner in the incident requires investigation.

Enlarging the petitioner on anticipatory bail at this stage will send a wrong signal to the society particularly, when illegal sand mining is a bane so far as the State is concerned.

In such circumstances, we are unable to grant anticipatory bail to the petitioner.

This application for anticipatory bail is, thus, rejected.

CRM(A) 1420 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)