

21.02.2025
31.
Ct No. 28
SG
[Rejected]

C. R. M. (A) 379 of 2025

In Re: An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Kashipur Police Station Case No. 03 of 2025 dated 02.01.2025 under Sections 303(2)/317(2)/317(5)/61(2) of BNS.

And

In Re: **Joydeep Goswami.**

... .. Petitioner

Mr. Debanshu Ghorai, Adv.

... for the petitioner

Mr. Suman De, Adv.

Mr. Rajes Jana, Adv.

.... for the State

1. Petitioner submits they are transporter and had paid fees for transporting sand. Accordingly, he prays for anticipatory bail.
2. Learned Counsel for the State submits report.
3. We have considered the materials on record. Petitioner is the transporter of the vehicle. He allowed the vehicle to be used for transportation of sand which is illegally mined. E-challans relied by the petitioner are of little help. It would not cover the transportation of sand illegally mined from areas where mining is not permitted. Offence of illegal mining is an organized crime activity which affects the ecology and endangers life.
4. In light of the prima facie involvement of the petitioner in illegally transporting sand, we are not inclined to grant anticipatory bail to the petitioner.
5. Application for anticipatory bail is, thus, rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)