

14.02.2025

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Rejected

C.R.M. (A) No. 376 of 2025

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Gazole Police Station Case No. 1140 of 2024 dated 13.12.2024 under Sections 303(2)/317(2)/317(4)/317(5) of the BNS read with Sections 21(4)/21(4A) of the Mines and Minerals (Development and Regulation) Act.

And

In Re : Fariqul Ali @ Md. Farikul Islam petitioner

Mr. Arup Kumar Bhowmick

.....for the petitioner

Mr. Debabrata Chatterjee

Ms. Suparna Chatterjee

..... for the State

1. Report submitted in Court is placed on record.

2. We have considered the materials on record.

Petitioner was illegally excavating and transporting sand from an area which is not allocated for mining of minerals i.e. sand. Illegal sand mining is a menace and has serious far reaching consequences on ecology and flooding in the area. It partakes the character of an organized crime.

3. In such view of the matter, we are of the opinion this is not a fit case to grant anticipatory bail to the petitioner.

4. Accordingly, prayer for anticipatory bail is rejected.

(Shampa Dutt (Paul), J.)

(Joymalya Bagchi, J.)