

C. R. M. (A) 1784 of 2025

In Re: An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed on 22.05.2025 in connection with Kharagpur (Local) Police Station Case No.241 of 2025 dated 11.03.2025 under Sections 316(3)/3(5) of Bharatiya Nyay Sanhita, 2023. (G.R. Case No.711 of 2025)

And

In Re: **Nikhil Maharana**

... .. Petitioner

Mr. Amit Ranjan Pati,
Mr. Sunayan Ghosh,
Ms. K. Kubra

... .. for the petitioner

Mr. Pravash Bhattacharya,
Mr. Subhajit Chowdhury

... .. for the State

1. The present petitioner is the transporter who arranged a truck bearing No. WB61B-7346 to transport a vehicle through a driver, namely, Sandip Sha. Afterwards, the truck along with the consignment appears to be not traceable. Hence, the instant F.I.R. has been lodged.
2. Learned counsel appearing on behalf of the petitioner submits that he has been falsely implicated in this case. He, being the transporter, had only arranged the vehicle and also accompanied the *de facto* complainant to find out the vehicle. He prayed for anticipatory bail of the petitioner on any condition.
3. He further submits that he has also lodged the complaint prior to institution of the instant F.I.R.
4. Learned counsel appearing for the State respondent raised strong objection. He submits that the driver as well as the owner of the vehicle was also involved in the earlier offence. The Investigation of the earlier offence is going on.
5. Having heard the learned counsel for the parties and also considering the F.I.R. and the materials in the C.D., it appears that this

is the initial stage of the investigation. Interrogation of the petitioner is required to find out the truth of the matter.

6. Accordingly, the prayer for anticipatory bail of the petitioner is considered and rejected.

(Subhendu Samanta, J.)