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[REJECTED]

C. R. M. (A) 4486 of 2024

In Re: An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Sagardighi Police Station Case No. 335 of 2024 dated 06.08.2024 under Sections 303(2)/317(2)/317(4)/340(2) of BNS.

And

In Re: **Hasibara Rahaman.**

... ... Petitioner

Mr. Sagar Saha,
Mr. Imtiaz Kabir,
Mr. Nayana Mukhopadhyay.

.....for the petitioner

Mr. Atif Aslam Siddiqui.

.....for the State

1. Heard learned Advocates for the parties.
2. Report is placed on record.
3. We have considered the materials on record. Report shows seized coal was delivered by *Area Sales Manager, ECL, Satgram* to *M/s. Rajshyama Enterprise* and the plea that the coal was received by *Joy Maa Tara Enterprise* through *Radha Impex* is not borne from the records of *ECL, Satgram*. It is also appears challan which was used to carry the said coal on the petitioner's truck was issued earlier and was not valid at the time when the seizure was made. Taking these materials on record into consideration, it appears that the coal carried by the petitioner was never lawfully supplied to *Joy Maa Tara Enterprise* and is accordingly stolen property.
4. In such view of the matter, 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.)