

Directorate of Enforcement v. M/s Sunstar Overseas Ltd. & Ors.
CC No. : 01/2024
CNR No.: DLCT01-013456-2024
ECIR No. : GNZO/09/2021
Under Section : 3,4,70,44,45,1 Prevention of Money Laundering
Act, 2002
PS : EOW

09.09.2024

The VC link of the Court is not working due to non functioning of the router. Request for a technician's assistance has already been made.

Present : None for ED.
Mr. Abhinav Kumar, Ld. Proxy counsel for Mr. Adityawardhan Sharma, Ld. Counsel for applicant Ankur Kumar.

The matter is passed over as there is no representation on behalf of the ED as well as the accused persons.

Abhishek Goyal
ASJ-03, Central District,
Tis Hazari Courts, Delhi
09.09.2024

At 04.40 p.m.

Present : Mr. Simon Benjamin, Ld. SPP for ED. (*through video conferencing mode*).
Mr. Aditya Jain, Ld. Counsel for ED.
Mr. Tanveer Ahmed Mir, Ld. Counsel for the accused, namely, Rakesh Kumar Gulati. (*through video conferencing mode*)
Mr. Abhinav Kumar, Ld. Proxy counsel for Mr. Adityawardhan Sharma, Ld. Counsel for applicant Ankur Kumar.
Mr. Kush Gulati and Mr. Yash Datt, Ld. Counsel for the accused, namely, Rakesh Kumar Gulati.
Ms. Bani Dikshit, Mr. Samarth Krishan Luthra and Mr. Dhruva Vig, Ld. Counsel for the accused Paramjeet Sharma.
Mr. Arjun Mahajan, Mr. Harshit Kapoor and Mr. Piyush Gautam, Ld. Counsel for the accused, namely, Ajay Yadav.

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IO Satyendra Veer Vikram, Asstt. Director.
The accused, namely, Ajay Yadav, Rakesh Kumar Gulati and Paramjeet @ Paramjeet Sharma have been produced from judicial custody from CJ-07, Tihar Jail. (*through video conferencing mode*).

Reply to the application of the applicant Ankur Aggarwal, seeking suspension of the look out circular for travelling to Dubai has been filed on behalf of the ED. Copy thereof is supplied to Ld. Counsel for the applicant.

In the interest of justice, list for arguments on the pending applications on **11.09.2024 at 03.00 p.m.**

At this stage, Ld. SPP has submitted that they had moved an application before the Ld. Predecessor Judge to have the file pertaining to the earlier order of remand etc. transferred to this Court and that the said application is pending adjudication for 10.09.2024. Further, at this stage, fresh application under Section 167 Cr.P.C. r/w Section 65 DMLA has been moved on behalf of ED seeking extension of judicial custody of accused, namely, Rakesh Kumar Gulati, Paramjeet @ Paramjeet Sharma and Ajay Yadav. In the said application, it has been *inter alia* submitted that under the complaint filed by ED, specific role has been established/attributed against the said accused persons and that this Court is yet to take cognizance of the offence in the prosecution complaint. Ld. SPP for ED has further reiterated that in the earlier order dated 02.07.2024, passed by Ld. Predecessor Judge, under para nos. 7, 8 and 9, specific role qua accused, namely, Rakesh Kumar Gulati, Paramjeet @ Paramjeet Sharma and Ajay Yadav have been briefly noted.

Ld. Counsel for the aforesaid accused persons have submitted that they are not opposing the present application,

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seeking further judicial custody/remand of the said accused. However, Ld. Counsel have requested for expeditious hearing on the pending applications as well as on the aspect of cognizance in the present case.

Arguments heard. Record perused.

In light of the aforesaid submissions and in view of the orders passed by the Ld. Predecessor Judge, copies of which have been placed on record, as well as considering the contents of the present application and the material placed on record, this Court is also of the considered opinion that sufficient grounds for further judicial remand are made out against the accused persons, namely, Rakesh Kumar Gulati, Paramjeet @ Paramjeet Sharma and Ajay Yadav.

Consequently, the aforesaid application under Section 167 Cr.P.C. is allowed and the accused persons, namely, Rakesh Kumar Gulati, Paramjeet @ Paramjeet Sharma and Ajay Yadav are remanded to judicial custody till the next date of hearing, i.e. till 17.09.2024 for the aforesaid reasons.

Part arguments on cognizance have been addressed by Ld. SPP for ED.

List for further arguments on **17.09.2024 at 03.00 p.m.**

Accused persons, who are in custody, are permitted to join proceedings through video conferencing mode on 17.09.2024.

Abhishek Goyal
ASJ-03, Central District,
Tis Hazari Courts, Delhi
09.09.2024