

CNR No. DLCT11-11000050-2023

CT No. 01/2023

E.D V. M/s SSK Trading Pvt. Ltd & Ors.

ECIR/DLZO-1/06/2018

U/s 4 r/w Section 3 of PMLA 2002

31.10.2023

Present : Sh. Arun Khatri, Ld. Special Prosecutor for Enforcement Directorate (ED) alongwith Shri Akshay.

A-18 Parveen Gupta & A-23 Kapil Gupta are absent.

A-2 S.K. Bansal, A-3 Shefali Bansal A-8 Bikash Singhi, A-9 Surender Kr Jain **(through V.C)**, A-10 Rajesh Kr. Aggarwal, A-11 Parveen Kumar Goel, A-12 Shirish Chandrakant Shah**(through VC)**, A-13 Praveen Kr. Jain **(through VC)**, A-14 Ashok Goel **(through VC)**, A-21 Pradeep Goel, A-25 Hemant Kr. Aggarwal, A-27 Sanjeev Soni **are on bail.**

Sh. Raj Gopalan Iyer, **Director A-42 M/s Empower Industries India Ltd (through VC).**

Sh. Adit S. Pujari & Zeeshan Thomas, Ld. Counsels for A-2 & A-3.

Sh. Rishab Kr. Thakur, Ld. Counsel for A-8.

Sh. Y. Sharma and Sh. Karan Singh,
Ld. Counsel for A-10.

Ms. Sunita Gupta, Ld.Counsel for A-11,
A-14, A-16, A-17 and A-21.

Sh. Kuldeep Gola, ld. Counsel for A-23 and A-24.

Sh. Shrey Tanwar, Ld. Counsel for A-25

Sh. Hemant Shah (through VC) and Sh. Akshay Rana, Ld. Counsel in person for **A-12,A-13 & A-42.**

Sh. Manoj Garg, Resolution Professional on behalf of A-19.

Sh. Siddharth Arora & Gaurav Kumar, Ld. Counsel for **A-18 and A-20 M/s Ginni Holdings.**

Sh. Kartikeya Singh, Ld. Counsel for **A-30 M/s Apoorva Leasing Finance & Investment Co. Ltd.**

Sh. S.P. Singh, Ld. Counsel for A-9,A-29, A-34, A36, A-38, A-39, A-40 & A-41.

Ms. Harshal, Ld. Counsel for A-31, A-33 & A-35 **(through VC).**

Sh. Manish Baidwan & Sh. Ankit Sharma, Ld. Counsel for A-37.

None for A-15 & A-22 M/s Shree Raj Mahal Diamonds Pvt Ltd .

An application seeking exemption from personal appearance is moved on behalf of A-18 Praveen Gupta through counsel on the ground that he is unable to appear today due to a family marriage function. Heard. Keeping in view the submissions made in application, **A-18 Praveen Gupta is exempted from personal appearance only for today.**

Another application seeking exemption from personal appearance is moved on behalf of A-23 Kapil Gupta through counsel on the ground that he is unable to appear today due to surgery recently undergone by him. Heard. Keeping in view the submissions made in application, **A-23 Kapil Gupta is exempted from personal appearance only for today.**

Shri Manoj Garg, Resolution Professional on behalf of A-19 has moved an application under Section 305 Cr.P.C seeking permanent exemption till final disposal of the case. Copy of the same is supplied to Ld. SPP for E.D, who seeks time to file reply to the same. Be filed within advance copy to the opposite party.

Process sent to A-22, M/s Shree Raj Mahal Diamonds Pvt Ltd is filed. A-22 is duly served by way of affixation on the last known address. **Accordingly, A-22 is deemed to have been served.**

Now, coming to the applications moved on behalf E.D qua service of A-43 to 46 & A-48 to A-54 through substitute mode/manner by way of publication. It is submitted by Ld. SPP for the E.D that all the said entities are no longer in existence at the given premises and the report in this regard is already on the record.

Heard and considered.

The previous report on the summons sent to A-43 M/s Dhanus Technologies Ltd dated 21.08.2023 is perused. As per the report the said Company was not found at the given address. In these circumstances, the request for service of A-43 through substitute mode/manner is allowed. **Complainant (ED) to take steps for service of summons to A-43 M/s Dhanus Technologies Ltd by way of affixation at the last given address as well as through publication in two National Newspapers having circulation in the region/area of Tamil Nadu.**

As far as the application with respect to A-44 to 46 and A-48 to A-54 are concerned, the original summons qua the said accused persons have not been on record till date. Therefore, the application qua the said accused persons is kept pending till next

date of hearing. **Original summons be filed by the E.D on or before the next date of hearing.**

Ld. Counsel Ms. Harshal appearing (VC) for A-31, A-33 and A-35 submits that the proceedings qua the said accused persons is stayed by the Hon'ble High Court of Delhi and the next date in the matter is 16.01.2024.

As for scrutiny of documents, it is submitted by Ld. Counsel Sh. Hemant Shah appearing (VC) for A-12, A-13 and A-42 that they have already filed an application for supply of deficient as well as legible copies of documents. It is further submitted that a number of documents relied upon by E.D are not legible. The other accused persons too endorse the said fact.

Ld. SPP for E.D submits that they have filed the said documents in the same condition on the court record which have been supplied to the said accused persons. The accused persons can inspect the court record to find out the deficiency or documents being not legible.

In view of the submissions, accused persons are at liberty to inspect the court record. In case, the documents available with them which are illegible are legible in court record, proper steps be taken by them in this regard.

Ld. Counsel for accused persons seeks more time to scrutinizing the documents.

Be listed for (1) service of A-43 M/s Dhanus Technologies Ltd, (2) filing original summons on behalf of A-44 to 46 & A-48 to A-54 by E.D (3) reply to the application of Resolution Professional and (4) scrutiny of documents on 6th December,2023.

(GAGANDEEP SINGH)
Special Judge, PC Act, CBI-04
Rouse Avenue Courts, New Delhi
31.10.2023