

CNR No. DLCT11-000050-2023

CT No. 01/2023

ED Vs. M/s. SSK Trading Pvt. Ltd.

10.03.2023

Proceedings have been conducted in hybrid mode.

Present : Sh. Arun Khatri, Ld. SPP for ED alongwith IO
Manish Chaudhary.

Sh. Adit S. Pujari, Sh. Lalit Gupta and Ms. Aparajita
Sinha, Ld. Counsels for accused.

Accused S.K. Bansal produced from JC through VC
by Warden Sachin.

O R D E R

Today, the matter is fixed for further submissions on the point of cognizance as well as for arguments on the application of A-2 seeking default bail U/s 167 (2) CrPC.

It is stated by the Ld. Counsel for the accused that today he is held up before Hon'ble High Court in an urgent matter and his two applications seeking default bail and the other opposing rehnmai may kindly be listed for arguments on the next date of hearing.

In facts, put up for arguments on these applications on **17.03.2023.**

Ld. Counsel for ED has placed on record copy of the Order passed by Hon'ble High Court in writ of habeas corpus filed on behalf of A-2. Same is taken on record.

Submissions heard on the point of cognizance.

Record shows that ED has made 28 accused in this case, which include individuals as well as their companies but surprisingly, the companies of A-9 i.e. (a) M/s. Aasheesh Capital

Devices Pvt. Ltd., (b) M/s. Apporva Lease & Finance Limited, (c) M/s. Attractive Finlease Limited, (d) M/s. Dhanguru Financial Solutions Pvt. Ltd., (e) M/s. Euro Asia Mercantile P Ltd., (f) M/s. Hum Tum Marketing P. Ltd., (g) M/s. Karishma Industries Limited, (h) M/s. KDG Property & Cons. P. Ltd, (i) M/s. Megatop Promoters P. Ltd., (j) M/s. Microland Developers P. Ltd., (k) M/s. Shalini Holdings Limited, (l) M/s. Victory Software P. Ltd. and (m) M/s. Zenith Automotive P. Ltd., of whom A-9 is the Director and the companies of A-11 i.e. (a) M/s. Empower Industries India Ltd. and (b) M/s. Dhanus Technologies Ltd. of whom A-11 is the Director and the companies of A-13 i.e. (a) M/s. Ansh Merchandise Private Limited, (b) M/s. Atharva Business Private Limited, (c) M/s. Casper Enterprise Private Limited, (d) M/s. Javda India Private Limited, (e) M/s. Josh Trading Private Limited, (f) M/s. Kush Hindustan Private Limited, (g) M/s. Nakshatra Business Private Limited, (h) M/s. Olive Overseas Private Limited, (i) M/s. Triangular Infocom Limited, (j) M/s. Viraj Mercantile Pvt. Ltd. and (k) M/s. Yash V Jewels Ltd. of which A-13 is the Director have not been made the accused. The company is a separate legal entity and its directors cannot be sued without the company made a party to the litigation.

In facts, apart from A-9, A-11 and A-13, their companies mentioned here-in-above are also made accused in this case. There is sufficient material on record to take cognizance for the offences punishable U/s 4 of the PMLA Act read with Section 3 of the said Act against the accused persons. Accordingly, cognizance of the offence is taken. Issue summons to all the 28 named accused persons and the companies of A-9, A-11 and A-13 mentioned here-in-above for **17.03.2023**.

ED is directed to file amended memo of parties.

Ld. counsel for A-2 accepts notice. Let the copies be supplied to him by the ED.

Accused no. 2 be produced from JC through VC on the next date of hearing.

(AMIT KUMAR)
Special Judge, PC Act, CBI-04
Rouse Avenue Courts, New Delhi
10.03.2023