

**CC No. 272/2019**

**RC No.13E/2009/BS&FC/CBI/NEW DELHI**

**CBI Vs. Shamken Multifab Ltd. & Anrs.**

14.12.2023

Present: Sh. Avanish Kumar Chand, Ld. PP for the CBI.  
**Proceedings against A-1 H.B. Chaturvedi and A-11 Pradip Kumar Dutta have already been abated.**  
**A-8 Syed Mohd. Sharfuddin and A-9 Syed Mohd. Zubair Hamidi have pleaded guilty.**  
**A-14 Satish Kumar Sharma already stands discharged.**  
A-4 Sanjay Chaturvedi, A-6 Sumit Chaturvedi, A-10 Neerav Jain, A-12 Sanjeev Sehgal and A-13 Ravi Prakash on bail present.  
**A-3 Amit Chaturvedi, A-5 Parvin Juneja and A-7 Feroz Ahmad on bail absent.**  
Sh. Kuldeep Katara, Counsel for Liquidator of A-1 M/s Shamken Multifab Ltd.  
Sh. Pankaj Kumar Singh and Sh. A.K. Sharma, Counsel for A-3 Amit Chaturvedi and A-4 Sanjay Chaturvedi.  
Sh. Harsh Pandya, Counsel for A-5 Parvin Juneja.  
Sh. Mukesh Sharma, Counsel for A-6 Sumit Chaturvedi.  
Sh. Varun Deswal, Counsel for A-7 Feroz Ahmad.  
Sh. Nihit Singhal, Counsel for A-10 Neerav Jain.  
Ms. Nehmat Sethi, Counsel for A-12 Sanjeev Sehgal and A-13 Ravi Prakash.  
**PW Sh. Aseem Paul present.**

Separate applications for exemption from personal appearance are moved on behalf of A-3 Amit Chaturvedi, A-5 Parvin Juneja and A-7 Feroz Ahmad. Perused. In view of the

contd.../-

reasons given, **A-3 Amit Chaturvedi, A-5 Parvin Juneja and A-7 Feroz Ahmad are exempted from personal appearance through their respective Counsels for today only** subject to the condition that they shall not dispute their identities or authenticity of proceedings recorded in their absence.

**PW-50** Sh. Aseem Paul is examined, cross-examined on behalf of A-1 M/s SML, A-3 Amit Chaturvedi, A-4 Sanjay Chaturvdi, A-5 Parvin Juneja, A-6 Sumit Chaturvedi and A-7 Feroz Ahmad. His cross-examination on behalf of A-10 Neerav Jain, A-12 Sanjeev Sehgal and A-13 Ravi Prakash is deferred at request. A request is made on behalf of A-10 Neerav Jain on the ground that he shall cross-examine PW-50 only after conclusion of his cross-examination on behalf of A-12 Sanjeev Sehgal and A-13 Ravi Prakash, on whose behalf request for adjournment is made on account of non-availability of counsel. **PW-50** is discharged for today and **bound down for the adjourned date.**

**PW** Ms. Tusti Barua was also summoned for today. Summons sent to her at the bank address received back duly served. However, **PW** Ms. Tusti Barua has moved an application in pursuance to summons issued to her praying for recalling her summon, as she has already settled at Dubai with her family. It is further stated in the application that she being a senior citizen,

contd.../-

has been suffering from severe persistent asthma, other physical ailments and, therefore, is not in a position to travel to India. As per the advice of her Doctor, documents in this regard are attached with the application

Perusal of the statement of the **PW** Ms. Tusti Barua recorded under Section 161 Cr. P.C. reveals that she is a witness to identification of signatures of accused persons, namely, A-2 H.B. Chaturvedi, A-3 Amit Chaturvedi, A-4 Sanjay Chaturvedi, A-5 Parvin Juneja and A-6 Sumit Chaturvedi on the account opening form of Citi Bank. The said account opening form has already been tendered in evidence by PW-49, an employee of Citi Bank and has been exhibited as **Ex.PW49/A2**.

Ld. Counsel for accused persons have neither disputed the factum of opening of account with Citi Bank nor any suggestion has been given to PW-49 that the signatures on the said account opening form do not pertain to the aforesaid accused persons.

In view of the aforesaid facts and circumstances, **PW Ms. Tusti Barua is deleted from the list of witnesses filed by the prosecution.**

Application filed by **PW** Ms. Tusti Barua is disposed of accordingly.

No other witness is present or summoned for today.

Contd.../-

Put up for **remaining PE** on **05.01.2024**.

Two-three witnesses be summoned for the NDOH. Ld. PP for the CBI shall furnish the name of the witnesses required to be summoned. Accused persons/ their Counsels may note the same from the prosecution/ Ahlmad.

**(Mohd. Farrukh)**

Special Judge, (PC Act)/ CBI-11,  
Rouse Avenue Courts, Delhi  
14.12.2023