

M.L. CASE NO 01 OF 2020
CNR-WBCS01-000079-2020
Present: Sri Soumendra Nath Das
Chief Judge, City Sessions Court, Calcutta
J.O. CODE NO.WB01132

Order no. 34 dated 19.02.2024

To-day is fixed for appearance of the accused persons and for supplying of the relied upon documents.

Ld. Counsel for the complainant/ED is present by filing hazira.

Mr. Shymal Kumar Ghosh, Ld. Counsel who is representing the accused no.01, Shri Bipin Kumar Vohra and accused no.02, Shri Arjun Kumar Santhalia u/s 205 of Cr. P.C. is present in Court by filing hazira.

Mr. Ramendra Mittal who is representing the accused/Company no.4/(M/s Shakambhari Ispat & Power Limited (SIPL) u/s 305 of Cr. P.C. is found absent on calls.

One petition along with a CIS copy of order dated 05.02.2024 passed by the Hon'ble High Court at Calcutta in connection with C.R.R.4326 of 2023 has been filed on behalf of the accused/Company no.4/(M/s Shakambhari Ispat & Power Limited (SIPL) stating that vide order dated 05.02.2024 the Hon'ble High Court at Calcutta has been pleased to exempt the appearance of the accused/Company no.4/(M/s Shakambhari Ispat & Power Limited (SIPL) before this Court till 15th April, 2024 and therefore it is prayed for granting leave to the accused/petitioner from physical appearance through its representative.

Perused the order dated 05.02.2024 wherein the Hon'ble High Court at Calcutta has been pleased to observe as follows:

“Mr. Trivedi, learned DSGI appearing for the Enforcement Directorate submits that the next date is fixed on 19th February, 2024 for supply of copies.

Let copies be supplied to rest of all the accused persons.

However, so far as the present petitioner before this Court, i.e. Shakambhari Ispat & Power Limited is concerned, its presence on the date may be dispensed with. Till 15th April, 2024 the learned special court will not insist on the present petitioner being represented through any individual and will not pass any harsher process of law. If the learned special court is of the opinion that the trial in respect of rest of the accused persons are to be proceeded with, in that case, the learned special court would be at liberty to proceed with the trial of the case.

Enforcement Directorate would be at liberty to file their affidavit-in-opposition by 8th March, 2024.

Affidavit-in-reply, if any, be filed by 8th April, 2024.

Matter be listed on 11th April, 2024 under the same heading.”

Heard both sides.

In view of the order dated 05.02.2024 of the Hon'ble Court, the appearance of accused/Company no.4/(M/s Shakambhari Ispat & Power Limited (SIPL) and/or its representative be dispensed with today.

Continued....

Continued order no.34 dated 19.01.2024

A petition has been filed on behalf of the complainant/ED stating that the I.O. of this case is unable to bring the RUDs of M.L. Case no.01 of 2021 instead of M.L. case no.01 of 2020 and therefore it is prayed for time to supply the relied upon documents to the accused persons.

Heard both sides on the point of adjournment.

Prayer for time is considered and allowed on consent with a direction upon the complainant/ED to take necessary steps to ensure supply of the relied upon documents to the accused persons on the date fixed.

On submission of both sides fix **15.03.2024** for appearance of all the accused persons except representative of accused/Company no.4/ (M/s Shakambhari Ispat & Power Limited positively and for supplying of the relied upon documents.

Let a copy of this order be sent to the Ld. Advocate for the Complainant/ED for information and necessary action.

D/C by me.

Sd./-
Chief Judge
City Sessions Court, Calcutta

Chief Judge
City Sessions Court, Calcutta