

M.L. CASE NO 03 OF 2025
CNR-WBCS01-000226-2025
Present: Sri Sukumar Ray
Chief Judge, City Sessions Court, Calcutta
J.O. CODE NO.WB00590.

Order no.17 dated 16.07.2025

Today is fixed for production of the accused persons, appearance and hearing on the point of pre-cognizance.

Today is also fixed for hearing of the petitions dated 25.06.2025 filed by the accused persons namely Yogesh Dua and Raj Rathi.

Today is also fixed for hearing of the petition dated 08.07.2025 filed by the accused person Yogesh Dua.

Today is also fixed for hearing of the bail petition dated 08.07.2025 filed by the accused person Chirag Kapoor @ Chintak Raj.

Accused persons Chirag Kapoor @ Chintak Raj and Yogesh Dua are produced before this Court through virtual mode.

The accused persons namely 3) Shri Abhishek Sharma, 5) Smt. Madhu Das, 6) Shri Shankar Das, 7) Shri Suvajit Das, 8) Sri Kushal Dutta, 9) Shri Laltu Halder, 10) Shri Niladri Mondaland 11) Smt. Uma Burneyare present in Court by filing hazira

The written objection is filed by the Enforcement Directorate in respect of the applications dated 25.06.2025 and 08.07.2025 filed by the accused persons namely Yogesh Dua and Raj RathiChirag Kapoor @ Chintak Raj.

Perused the same and let those be kept with the record.

Accused person Raj Rathi is also present by filing hazira and Ld. Advocate for this accused has filed a petition praying for adjournment on the ground stated therein.

Heard. Considered. The prayer for time is allowed.

Fixing **30.07.2025** for hearing on the point of cognizance and hearing of the applications dated 25.06.2025 and 08.07.2025 filed by the accused persons namely Yogesh Dua, Raj Rathi & Chirag Kapoor @ Chintak Raj.

The written objection is filed by the Enforcement Directorate in respect of bail petition of accused Chirag Kapoor @ Chintak Raj. Let it be kept with the record.

Now, the bail petition of accused Chirag Kapoor @ Chintak Raj and the written objection filed by the Enforcement Directorate are taken up together for hearing.

The bail petition is moved.

Ld. Advocate for the accused Chirag Kapoor @ Chintak Raj submits that this accused person has already detained in custody for a considerable period of time and he is suffering from serious illness and his condition is deteriorating rapidly and delay in treatment may cause irreparable harm to this accused. So, he prays for bail.

Ld. Public Prosecutor for Enforcement Directorate opposes the bail prayer by filing written objection and categorically submits that medical issues of an accused may be considered for bail only when such medical issues cannot be attended at custody. He further submits that all adequate endeavors are taken by the jail authority in treating the ailments of the accused.

I have carefully perused the bail application and medical report submitted by the Senior Medical Officer, Presidency Correctional Home.

The Prevention of Money Laundering Act was enacted to combat the menace of money laundering and to curb the use of proceeds of crime in the formal economy. Given the evolving complexity of financial crimes, Courts must adopt a strict approach in matters concerning economic offences to ensure that perpetrators do not exploit procedural loopholes to evade justice.

Considering the facts and circumstances of the case, the gravity of the offence and in view of the provisions laid down in Section 45(1) of the Prevention of Money Laundering Act, I am not inclined to allow the bail prayer of the accused person Chirag Kapoor @ Chintak Raj.

Hence, the bail prayer of the accused Chirag Kapoor @ Chintak Raj stands **rejected** at this stage.

Ld. Advocate for the accused Chirag Kapoor @ Chintak Raj prays for necessary order for his treatment at any superspeciality hospital in Calcutta.

I have considered the report submitted by the Senior Medical Officer, Presidency Correctional Home issued on 07.07.2025. The report suggest that despite treatment being provided by the Medical Team at PCH Hospital to the accused/petitioner his health condition is unstable and is deteriorating day by day. The report further suggests that mobility of the accused remains severely impaired due to left sided hemiparesis and he is unable to walk independently without assistance. The report gives a detailed observation with regard to the health condition of this accused which is apparently alarming.

In view of the above, this Court is inclined to hold that the accused/petitioner requires to be extensively treated upon being admitted to a superspeciality hospital i.e. S.S.K.M. Hospital, Kolkata till his health condition improves.

The accused be admitted to S.S.K.M. Hospital, 244, A.J.C. Bose Road, Kolkata-700 020 at the earliest and the Hospital Authority is directed to render all medical assistance for his better treatment and management. The Superintendent, Presidency Correctional Home where the petitioner is lodged at present shall arrange for adequate security at the hospital round the clock during the stay of the accused/petitioner therein. The accused/petitioner shall be allowed to meet only his father, namely, Bhenna Kapoor @ Bhenna Raj, besides the doctor who shall attend him.

Prof. (Dr.) Manimoy Bandyopadhyay, Director, Institute of Post Graduate Medical Education and Research, S.S.K.M. Hospital, 244, A.J.C. Bose Road, Kolkata-700 020 is directed to send weekly report to this Court till the health condition of the accused person namely Chirag Kapoor @ Chintak Raj improves.

To date i.e. on **30.07.2025** for appearance and production of the accused persons.

The Accused persons be remanded to JC till 30.07.2025.

Let a copy of this order be sent to the Superintendent Presidency Correctional Home for information and compliance.

Let a copy of this order be sent to Prof. (Dr.) Manimoy Bandyopadhyay, Director, Institute of Post-Graduate Medical Education and Research, S.S.K.M. Hospital, 244, AJC Bose Road, Kolkata-700 020 for information and compliance.

Let a copy of this order be sent to the Complainant/Enforcement Directorate through Ld. Special P.P. for information and necessary action.

D/C by me
Sd/-
Chief Judge
City Sessions Court, Calcutta

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Chief Judge
City Sessions Court, Calcutta